

## Executive Committee

<b>Meeting No.</b>	20	<b>Contact</b>	Patsy Morris, Committee Administrator
<b>Meeting Date</b>	Monday, May 5, 2008	<b>Phone</b>	416-392-9151
<b>Start Time</b>	9:30 AM	<b>E-mail</b>	pmorris@toronto.ca
<b>Location</b>	Committee Room 1, City Hall		

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### Attendance

Members of the Executive Committee were present for some or all of the time periods indicated under the section headed "Meeting Sessions", which appears at the end of the Minutes.

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

On motion by Councillor Moscoe, the Executive Committee confirmed the Minutes of the Meeting held on April 7, 2008.

EX20.1	ACTION	Amended		Ward: All
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## **Enhancing Streets to Homes Service to Address the Needs of People who are Street Involved, Including Those who Panhandle**

(April 21, 2008) Report from the General Manager, Shelter, Support and Housing Administration

### **Recommendations**

The General Manager, Shelter, Support and Housing Administration, recommends that:

1. an enhanced Streets to Homes service be used to assist people who panhandle or are otherwise street involved to access services, housing and, where possible, employment in relation to their needs;
2. Business Improvement Areas, Hotel Associations and similar groups be requested to create employment opportunities for people who were previously panhandling or otherwise street involved and are now accessing additional services in relation to their needs;
3. one point of contact be established, such as a phone number, that all businesses, major attractions, residents, visitors, commuters and social service providers in the City can access when requesting Streets to Homes services to assist people who panhandle and other street involved persons, such point of contact to be staffed seven days a week;
4. the 2008 Operating Budget for Shelter, Support and Housing Administration be increased by \$2.577 million gross, offset by a draw of \$2.577 million from the Social Housing Stabilization Reserve Fund to enhance the Streets to Homes program;
5. funding for 2009 and subsequent years be included in the Program Operating Budget Submission for Shelter, Support and Housing Administration for consideration as part of the 2009 Operating Budget Process;
6. other orders of government and the business community be requested to cost-share funding in 2009 and beyond; and any such cost-sharing achieved to be included in future Divisional Operating Budget Submissions for Shelter, Support and Housing Administration; and
7. for panhandling that is illegal, the Province be requested to consider a Diversion Court or other alternative judicial response for panhandling offences to achieve community service and community benefits rather than levying people with fines that they are frequently unable to pay.

### **Financial Impact**

Approval of the recommendations in this report will result in an increase of \$2.577 million in the 2008 gross budget for the Streets to Homes program. The uncommitted balance in the

Social Housing Stabilization Reserve Fund is \$5.734 million. This report recommends that the enhancement be funded from the reserve fund leaving an uncommitted projected year-end balance of \$3.157 million. The service enhancement includes an increase in the approved staff complement in the Street to Homes program of 48.1 temporary FTEs, dedicated to addressing the needs of people who panhandle and other street involved persons. This staff increment provides for the proposed enhanced service as summarized on page 20 of the report, including the addition of a third seasonal shift in summer 2009. In 2009, the ongoing operating costs of the enhancement total \$4.973 million.

Any cost-sharing achieved through negotiation with other orders of government and the business community will be included in the future Operating Budget Submissions for Shelter, Support and Housing Administration.

Street to Homes Service for Street Involved People Including Panhandlers (\$000's)					
	2008			2009	
	Base	Enhanced	Total Program	Enhanced	Total Program
<u>Expenditures</u>					
Salaries	2,124.2	1,689.2	3,813.4	3,622.7	5,746.9
Other Programming	193.3	887.5	1,080.8	1,350.0	1,543.3
Total Gross Expenditures	2,317.5	2,576.7	4,894.2	4,972.7	7,290.2
<u>Revenues</u>					
CHPP funding*	220.3		220.3		220.3
Social Housing Reserve Fund	0.0	2,576.7	2,576.7		0.0
Total Revenues	220.3	2,576.7	2,797.0	0.0	220.3
Net Expenditures	2,097.2	0.0	2,097.2	**4,972.7	7,069.9

\*Consolidated Homelessness Prevention Program (CHPP), Provincial Funding

\*\*Net expenditure required in 2009 if cost-sharing from other orders of government and business is not achieved

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

## Summary

This report recommends enhancing the successful Streets to Homes service in order to address the needs of people who are street involved, including those who panhandle. "Street involved" includes people who are homeless and living outdoors, people who stay in shelters at night but spend large amounts of their day on the street, and people who are housed and panhandling legally. The proposed enhanced street outreach service will also allow for the ability to meet the special needs of youth. In so doing, this report responds to the direction provided by Executive Committee in 2007 to pilot a social service response for people who are housed and panhandling in a legal manner and report on the experience; report on a consultation with

Business Improvement Areas, Residents' and Ratepayers' Associations and operators of major attractions; report on specific methods used in other Canadian cities to curb panhandling and report on aggressive panhandling.

### **Communications**

- (May 1, 2008) letter from Briar de Lange, General Manager, Bloor-Yorkville Business Improvement Area (EX.Main.EX20.1.1)
- (May 1, 2008) letter from Bill Sinclair, Assistant Executive Director, St. Stephen's Community House (EX.Main.EX20.1.2)
- (May 2, 2008) letter from Nick Vesely, President, Yonge-Bloor-Bay Business Association Inc. (EX.Main.EX20.1.3)
- (May 2, 2008) letter from Maureen Deery, Director of National Campaigns, Raising the Roof (EX.Main.EX20.1.4)
- (May 2, 2008) letter from Paula Patryluk, Project Coordinator, Raising the Roof (EX.Main.EX20.1.5)
- (May 2, 2008) letter from Carolann Barr, Director of Research and Community Initiatives, Raising the Roof (EX.Main.EX20.1.6)
- (May 2, 2008) letter from Jennifer Parnell, Executive Director, Raising the Roof (EX.Main.EX20.1.7)
- (May 2, 2008) letter from Maureen Gallagher, Director of Partnership Development, Raising the Roof (EX.Main.EX20.1.8)
- (May 2, 2008) e-mail from Marianne Moroney, Executive Director, Toronto Hot Dog Vendors Association (THDVA) (EX.Main.EX20.1.9)
- (May 2, 2008) e-mail from Daniella Dimitrov & Keven Menager, the Danforth BIA (EX.Main.EX20.1.10)
- (May 2, 2008) e-mail from Al Smith, Executive Director, St. Lawrence Market Neighbourhood BIA (EX.Main.EX20.1.11)
- (May 2, 2008) e-mail from Maura Lawless, Executive Director, The 519 Church Street Community Centre (EX.Main.EX20.1.12)
- (May 5, 2008) e-mail from James L. Robinson, Executive Director, Downtown Yonge Business Improvement Area (EX.Main.EX20.1.13)
- (February 19, 2008) letter from William Blair, Chief of Police submitted by Councillor McConnell (EX.Main.EX20.1.14)
- (May 5, 2008) Submission from Andrew Weir, Toronto Tourism, submitted by Mayor Miller (EX.Main.EX20.1.15)

### **Speakers**

- Mr. James Robinson, Downtown Yonge Business Improvement Area
- Ms. Janice Solomon, Entertainment District BIA
- Mr. Michael Shapcott, The Wellesley Institute (Submission Filed)
- Mr. Michael Comstock, Downtown Tourism
- Ms. Briar de Lange, Bloor-Yorkville BIA
- Mr. Brad Butt, Greater Toronto Apartment Association
- Ms. Brigitta Gamm, Canadian Tour Guide Association of Toronto
- Ms. Susan Gapka
- Mr. John Wilbur, Massey Hall and Roy Thompson Hall
- Mr. Timothy Finlason, Executive Director, Shop Dine Tour Toronto
- Ms. Marianne Moroney, Executive Director, Toronto Hot Dog Vendors Association

Superintendent Hugh Ferguson, 52 Division  
Mr. Jim Aldridge, Mirvish Productions  
Mr. Terry Mundell, President, Greater Toronto Hotel Association  
Mr. John Fauquier, Ryerson University  
Mr. David Whitaker, President & CEO, Tourism Toronto  
Councillor Mike Del Grande, Ward 39, Scarborough-Agincourt  
Councillor Doug Holyday, Ward 3, Etobicoke Centre  
Councillor Denzil Minnan-Wong, Ward 34, Don Valley East

### **Committee Recommendations**

On motion by Councillor Mihevc, the Executive Committee recommended to City Council that:

1. an enhanced Streets to Homes service be used to assist people who panhandle or are otherwise street involved to access services, housing and, where possible, employment in relation to their needs;
2. Business Improvement Areas, Hotel Associations and similar groups be requested to create employment opportunities for people who were previously panhandling or otherwise street involved and are now accessing additional services in relation to their needs;
3. one point of contact be established, such as a phone number, that all businesses, major attractions, residents, visitors, commuters and social service providers in the City can access when requesting Streets to Homes services to assist people who panhandle and other street involved persons, such point of contact to be staffed seven days a week;
4. the 2008 Operating Budget for Shelter, Support and Housing Administration be increased by \$2.577 million gross, offset by a draw of \$2.577 million from the Social Housing Stabilization Reserve Fund to enhance the Streets to Homes program;
5. funding for 2009 and subsequent years be included in the Program Operating Budget Submission for Shelter, Support and Housing Administration for consideration as part of the 2009 Operating Budget Process;
6. other orders of government and the business community be requested to cost-share funding in 2009 and beyond; and any such cost-sharing achieved to be included in future Divisional Operating Budget Submissions for Shelter, Support and Housing Administration;
7. for panhandling that is illegal, the Province be requested to consider a Diversion Court or other alternative judicial response for panhandling offences to achieve community service and community benefits rather than levying people with fines that they are frequently unable to pay;

8. the Deputy City Manager and Chief Financial Officer be requested to undertake a cost benefit analysis of the program to assess the social costs that are offset by this program as an aid to discussions with the Province and the Federal Government respecting the possibility of cost sharing this program, and report thereon to the Executive Committee; **(Motion by Councillor Moscoe)** and
9. the General Manager, Shelter Support and Housing Administration be requested to submit a report to the Executive Committee in one year laying out the measurable results of this program. **(Motion by Councillor Lindsay Luby)**

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

On motion by Mayor Miller, the Executive Committee referred the following motion to the General Manager, Shelter Support and Housing Administration for consideration in the development of the suburban part of the strategy:

Moved by Councillor Moscoe:

"That

- i. the report ( April 21, 2008) from the General Manager, Shelter, Support and Housing Administration be amended by adding thereto the following new Recommendation 8:
  - “8. a component be added to the program to address the growing phenomenon of highway ramp panhandling in suburban areas and in downtown;” and
- ii. the General Manager, Shelter, Support and Housing Administration be requested to submit a report directly to Council for its meeting on May 26, 2008 on the additional budget that will be necessary to expand the program into suburban areas or alternatively, how the program addition can be accommodated within the proposed budget.

### **Which carried on the following Recorded Vote:**

**Yeas: Carroll, Davis, De Baeremaeker, Fletcher, McConnell, Pantalone, Miller, Rae**

**Nays: Kelly, Moscoe, Lindsay Luby, Mammoliti, Mihevc**

Mr. Phil Brown, General Manager, Shelter, Support and Housing Administration delivered a presentation to the Executive Committee regarding Enhancing Streets to Homes Service to Address the Needs of People who are Street Involved, Including Those who Panhandle, and filed a copy of his presentation material.

### **Motions**

- Motion to Refer Motion by Councillor Moscoe moved by Mayor David Miller **(Carried)**
- Motion to Amend Item (Additional) moved by Councillor Howard Moscoe **(Carried)**
- Motion to Amend Item (Additional) moved by Councillor Gloria Lindsay Luby **(Carried)**
- Motion to Adopt Item as Amended moved by Councillor Joe Mihevc **(Carried)**

## Links to Background Information

Enhancing Streets to Homes Service to Address the Needs of People Who Are Street Involved, Involved, Including Those Who Panhandle

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12533.pdf>)

Appendix A - Streets to Homes Post-Occupancy Survey Summary

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12534.pdf>)

Appendix B - Map of Panhandling Locations

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12535.pdf>)

Appendix C - Case Studies of Effective Interventions

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12536.pdf>)

Appendix D - Helping Homeless People in Toronto Brochure

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12537.pdf>)

Appendix E - Programs Used in Other Jurisdictions

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12538.pdf>)

Appendix F - Table of Canadian Bylaws Restricting or Prohibiting Panhandling

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12539.pdf>)

EX20.2	ACTION	Adopted		Ward: All
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## Transfer of Capital Funds to the Green Lane Capital Account and Delegated Authority for Required Acquisitions

(April 23, 2008) Report from the General Manager, Solid Waste Management Services

### Recommendations

The General Manager, Solid Waste Management Services recommends that:

1. The Approved 5-Year Capital Plan for Solid Waste Management Services be amended as indicated in Appendix 1 and that total funding in the amount of \$7.150 million be re-allocated from the following projects: Transfer Station Modification (CSW004-14-01), Residual Waste Processing Facilities (CSW004-16-07), Reuse Centres (CSW004-18-01), Single Unit Home Replacement SSO Containers (CSW004-20-03) and Green Lane Landfill Development – Site Services (CSW007-02-03) to Green Lane Buffer Land Acquisition (CSW007-04-01) for the purchase of properties as buffer lands for the Green Lane Landfill;
2. City Council delegate approving power for the term of the Solid Waste Management Services five year capital plan to the City Manager for the purchase of properties located wholly or partially within two (2) kilometres of the limits of the area approved for landfilling operations within the Green Lane Landfill Site subject to the following conditions:
  - a. the total compensation to be paid for a property does not exceed \$1,000,000;
  - b. the terms of the purchase transaction are satisfactory to the Chief Corporate Officer and in a form satisfactory to the City Solicitor; and

- c. funding is available in the annual Solid Waste approved capital budget.
3. City Council authorize each of the Chief Corporate Officer and the Director of Real Estate Services severally to execute agreements of purchase and sale on behalf of the City for the purchase of properties described in Recommendation 2.
4. City Council authorize the City Solicitor to retain the law firm of Miller Thomson LLP in London, Ontario on a sole source basis to provide legal assistance in the purchase of properties described in Recommendation 2 for agreements of purchase and sale entered into on or before June 30, 2011, and to execute a retainer agreement on terms and conditions and in a form satisfactory to the City Solicitor, to an overall maximum of \$75,000 funded from the Solid Waste Management Operating Budget.

### **Financial Impact**

This report recommends purchase of properties to be used as buffer lands adjacent to the Green Lane Landfill for up to \$7.150 million over 5 years. This 5-year additional funding for Green Lane Buffer Lands includes cash flows of \$2.650 million in 2008, \$2.000 million in 2009, \$1.000 million in 2010, \$1.000 million in 2011 and \$0.500 million in 2012. The approved Solid Waste Management Services 5-Year Capital Plan for Green Lane did not provide for buffer land purchases. Appendix 1 identifies the funds available to be re-allocated from other approved projects to fund the on-going purchase of properties as buffer lands as they come available.

The \$7.150 million required for Green Lane Buffer Land Acquisition is funded by deferring completion of the Residual Waste Processing Facilities project beyond the 5-Year Capital Plan to 2013. SWMS continues to review options for residual waste processing with planning and consulting work to begin 2009. Based on the achievable time lines, these new facilities will not be completed until 2013. Depending on the outcome of future Capital Plan reviews, the cash flows for the period 2013 to 2018 will be phased based on affordability targets.

The funding source for all identified projects is debt recoverable from user fees except for Reuse Centres (CSW004-18-01) which is 73% or \$0.581 million funded through debentures in 2008. As the SWMS 2009 Capital Budget is fully funded from user fees the impact on the 5-Year Capital Plan by deferring this project to 2009 will be reported through the 2009 budget process.

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

### **Summary**

This report requests authority to transfer approved capital funds from various Solid Waste Management Services capital accounts to the Green Lane capital account to ensure sufficient funds are available for potential acquisitions in 2008. In addition, this report requests delegated authority to purchase lands within two kilometres of the limits of the area approved for landfilling operations within the Green Lane Landfill Site.



## Speakers

Councillor Mike Del Grande, Ward 39, Scarborough-Agincourt  
Councillor Denzil Minnan-Wong, Ward 34, Don Valley East

## Committee Recommendations

The Executive Committee recommended to City Council that:

1. The Approved 5-Year Capital Plan for Solid Waste Management Services be amended as indicated in Appendix 1 and that total funding in the amount of \$7.150 million be re-allocated from the following projects: Transfer Station Modification (CSW004-14-01), Residual Waste Processing Facilities (CSW004-16-07), Reuse Centres (CSW004-18-01), Single Unit Home Replacement SSO Containers (CSW004-20-03) and Green Lane Landfill Development – Site Services (CSW007-02-03) to Green Lane Buffer Land Acquisition (CSW007-04-01) for the purchase of properties as buffer lands for the Green Lane Landfill;
2. City Council delegate approving power for the term of the Solid Waste Management Services five year capital plan to the City Manager for the purchase of properties located wholly or partially within two (2) kilometres of the limits of the area approved for landfilling operations within the Green Lane Landfill Site subject to the following conditions:
  - a. the total compensation to be paid for a property does not exceed \$1,000,000;
  - b. the terms of the purchase transaction are satisfactory to the Chief Corporate Officer and in a form satisfactory to the City Solicitor; and
  - c. funding is available in the annual Solid Waste approved capital budget.
3. City Council authorize each of the Chief Corporate Officer and the Director of Real Estate Services severally to execute agreements of purchase and sale on behalf of the City for the purchase of properties described in Recommendation 2.
4. City Council authorize the City Solicitor to retain the law firm of Miller Thomson LLP in London, Ontario on a sole source basis to provide legal assistance in the purchase of properties described in Recommendation 2 for agreements of purchase and sale entered into on or before June 30, 2011, and to execute a retainer agreement on terms and conditions and in a form satisfactory to the City Solicitor, to an overall maximum of \$75,000 funded from the Solid Waste Management Operating Budget.

## Motions

Motion to Adopt Item moved by Mayor David Miller (**Carried**)

## Links to Background Information

Transfer of Capital Funds to the Green Lane Capital Account and Delegated Authority for Required Acquisitions

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12545.pdf>

Appendix 1 - Funds to be Transferred in 2008 and 2009 to 2012 Impact (in \$000's)  
<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12559.pdf>

EX20.3	ACTION	Adopted		Ward: All
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### **Delegation of Authority to Receive and Spend Donations to the City for Community Benefits**

(April 18, 2008) Report from Deputy City Manager, Sue Corke and the Deputy City Manager and Chief Financial Officer

#### **Recommendations**

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

1. City Council adopt the amended “Policy on Donations to the City for Community Benefits” as set out in Appendix 1.
2. Authority be delegated to Division Heads to receive donations and make expenditures of donated funds in accordance with Appendix 1, and Chapter 71, Financial Control, of the City of Toronto’s Municipal Code be amended accordingly.
3. Authority be granted for the introduction of the necessary bills to give effect hereto.

#### **Financial Impact**

There are no financial impacts to current or future year budgets that arise from the recommendations in this report.

#### **Summary**

The purpose of this report is to seek delegated authority for Division Heads to receive and spend donations, both cash and in-kind, offered under the current "Policy on Donations to the City for Community Benefits". The proposed modifications to the existing policy will enable divisions to improve their responsiveness to prospective donors without foregoing the need for proper financial controls and disclosure.

#### **Committee Recommendations**

On motion by Councillor Moscoe, the Executive Committee recommended to City Council that:

1. City Council adopt the amended “Policy on Donations to the City for Community Benefits” as set out in Appendix 1.
2. Authority be delegated to Division Heads to receive donations and make expenditures of donated funds in accordance with Appendix 1, and Chapter 71, Financial Control, of the City of Toronto’s Municipal Code be amended accordingly.

- Authority be granted for the introduction of the necessary bills to give effect hereto.

### Motions

Motion to Adopt Item moved by Councillor Howard Moscoe (**Carried**)

### Links to Background Information

Delegation of Authority to Receive and Spend Donations to the City for Community Benefits  
<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12540.pdf>

EX20.4	ACTION	Adopted		Ward: All
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### Establishment of a Committee of Revision

(April 21, 2008) Report from the City Solicitor

### Recommendations

The City Solicitor recommends that:

- City Council establish a five-member Committee of Revision composed of the Community Council chairs and the Deputy Mayor.
- City Council approve the terms of reference for the Committee of Revision as outlined in Appendix A.
- All previous Courts of Revision be dissolved and the following by-laws and code chapters be repealed:

By-law No. 111-70 of the former City of Toronto.

Chapter 213, Improvements, Local, of the Former City of Toronto Municipal Code.

Chapter 59, Local Improvement Assessments, of the Former City of Etobicoke Municipal Code.

Chapter 50, Court of Revision, of the former City of York Municipal Code.

By-law No. 23023 of the former Borough of North York.

By-law No. 1355 of the former Township of Scarborough.

By-law No. 2945 of the former Municipality of Metropolitan Toronto.

- The City Solicitor be authorized to introduce the necessary bills to give effect to these recommendations.

## **Financial Impact**

There are no financial impacts arising from this report.

## **Summary**

The purpose of this report is to recommend that City Council establish a Committee of Revision in accordance with Regulation 596/06 under the City of Toronto Act, 2006 to hear objections regarding proposed local improvement charges.

## **Committee Recommendations**

The Executive Committee recommended to City Council that:

1. City Council establish a five-member Committee of Revision composed of the Community Council chairs and the Deputy Mayor.
2. City Council approve the terms of reference for the Committee of Revision as outlined in Appendix A.
3. All previous Courts of Revision be dissolved and the following by-laws and code chapters be repealed:

By-law No. 111-70 of the former City of Toronto.

Chapter 213, Improvements, Local, of the Former City of Toronto Municipal Code.

Chapter 59, Local Improvement Assessments, of the Former City of Etobicoke Municipal Code.

Chapter 50, Court of Revision, of the former City of York Municipal Code.

By-law No. 23023 of the former Borough of North York.

By-law No. 1355 of the former Township of Scarborough.

By-law No. 2945 of the former Municipality of Metropolitan Toronto.

4. The City Solicitor be authorized to introduce the necessary bills to give effect to these recommendations.

## **Motions**

Motion to Adopt Item moved by Mayor David Miller (**Carried**)

## **Links to Background Information**

Establishment of a Committee of Revision

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12541.pdf>

EX20.5	ACTION	Adopted		Ward: All
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## **The Live Green Toronto Community Investment Program and Capital Projects Fund**

(April 23, 2008) Report from the Director, Toronto Environment Office

### **Recommendations**

The Director of the Toronto Environment Office recommends that:

1. City Council adopt the Live Green Toronto Community Investment Program framework as presented in Appendix 1 of this report;
2. City Council adopt the Live Green Toronto Capital Projects Fund framework as presented in Appendix 2 of this report;
3. Deputy City Manager Richard Butts appoint a three (3) member Community Investment Application Review Committee made up of a senior staff representative from a granting agency in Toronto, a senior staff representative from Toronto Hydro and a senior staff representative from the Executive Environment Team to make recommendations on applications for funds from the Live Green Toronto Community Investment Fund and the Live Green Toronto Capital Projects Fund;
4. on the recommendation of the Community Investment Application Review Committee, the Director of the Toronto Environment Office be delegated authority to award funds under the Live Green Toronto Community Investment Program and Live Green Toronto Capital Projects Fund; and
5. the Director of the Toronto Environment Office report back to the Executive Committee in the first quarter of 2009 on any proposed changes deemed necessary to the process of awarding funds under the Live Green Toronto Community Investment Program and the Live Green Toronto Capital Projects Fund.

### **Financial Impact**

Funding has been approved in the 2008 Climate Change Capital Budget in account CCL001-01 in the amount of \$500,000 for 2008 with a future year commitment of \$2,000,000 per year for 2009-2012. Funding has been approved in the 2008 Toronto Environment Office Operating Budget in the amount of \$200,000 and this amount will be included each year in the Operating Submissions for 2009-2012 .

Program	Year					Total
	2008	2009	2010	2011	2012	
Community Investment Fund	\$200,000 (operating)	\$200,000	\$200,000	\$200,000	\$200,000	\$1 million
Capital Projects Fund	\$500,000 (capital)	\$2 million	\$2 million	\$2 million	\$2 million	\$8.5 million

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

### Summary

In July 2007, City Council unanimously adopted the Climate Change, Clean Air and Sustainable Energy Action Plan, which included a direction to establish a program under the name of Live Green Toronto. Live Green Toronto will be the key vehicle to catalyze and support community and neighbourhood action and simplify the process of accessing information and resources required to take action on climate change and clean air. Two key elements of the program are the Community Investment Program and the Capital Projects Fund. For 2008, City Council has approved funding of \$200,000 for the investment program and \$500,000 for the capital projects fund.

The purpose of the Community Investment Program is to build capacity within the local communities and neighbourhoods to identify, develop and initiate actions that will reduce greenhouse gas and smog-causing emissions.

The purpose of the Capital Projects Fund is to provide funds for implementing capital asset projects that result in significant reductions in greenhouse gas and smog causing emissions and which the local community has identified and is engaged in supporting.

This report outlines the proposed objectives, criteria and selection processes for the Community Investment Program and the Capital Projects Fund, which will enable the Live Green Toronto Program to achieve its primary goal of supporting Torontonians in taking action on climate change and clean air.

### Committee Recommendations

On motion by Deputy Mayor Pantalone, the Executive Committee recommended to City Council that:

1. City Council adopt the Live Green Toronto Community Investment Program framework as presented in Appendix 1 of this report;
2. City Council adopt the Live Green Toronto Capital Projects Fund framework as presented in Appendix 2 of this report;

3. Deputy City Manager Richard Butts appoint a three (3) member Community Investment Application Review Committee made up of a senior staff representative from a granting agency in Toronto, a senior staff representative from Toronto Hydro and a senior staff representative from the Executive Environment Team to make recommendations on applications for funds from the Live Green Toronto Community Investment Fund and the Live Green Toronto Capital Projects Fund;
4. On the recommendation of the Community Investment Application Review Committee, the Director of the Toronto Environment Office be delegated authority to award funds under the Live Green Toronto Community Investment Program and Live Green Toronto Capital Projects Fund; and
5. The Director of the Toronto Environment Office report back to the Executive Committee in the first quarter of 2009 on any proposed changes deemed necessary to the process of awarding funds under the Live Green Toronto Community Investment Program and the Live Green Toronto Capital Projects Fund.

### Motions

Motion to Adopt Item moved by Deputy Mayor Joe Pantalone (**Carried**)

### Links to Background Information

The Live Green Toronto Community Investment Program and Capital Projects Fund  
<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12542.pdf>

EX20.6	Information	Received		Ward: All
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### Program Review Status Update

(April 21, 2008) Report from the City Manager, Richard Butts, Deputy City Manager, Sue Corke, Deputy City Manager and the Deputy City Manager and Chief Financial Officer

### Financial Impact

Creation of the Innovation Reserve Fund (IRF) to fund program reviews was approved by City Council in June, 2006 as part of the Program Review Framework with an initial contribution of \$2.5 million. The IRF has provided funding of \$0.526 million in 2006 and 2007 for external expertise. 2008 expenditures for reviews already started are projected to be \$0.467 million. Any future financial impact resulting from individual reviews will be reported through the budget process or through reports on individual projects as required.

### Summary

The purpose of this report is to provide an update on the City's ongoing program review initiative.

**Decision Advice and Other Information**

The Executive Committee received, for information, the report (April 21, 2008) from the City Manager, Deputy City Manager, Richard Butts, Deputy City Manager, Sue Corke and the Deputy City Manager and Chief Financial Officer, entitled "Program Review Status Update".

**Motions**

Motion to Receive Item moved by Mayor David Miller (**Carried**)

**Links to Background Information**

Program Review Status Update  
<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12543.pdf>

EX20.7	Information	Received		Ward: All
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**City of Toronto 2007 Investment Report**

(April 21, 2008) Report from the Deputy City Manager and Chief Financial Officer

**Financial Impact**

Investment income earnings on the City’s general funds, sinking funds, pension funds and trust funds accrue to each of the respective portfolios under management. Unrestricted earnings are allocated to a corporate revenue account in the operating budget. The 2007 operating budget was exceeded by \$6.5 million.

In addition to the above income realization, the City’s general funds also outperformed investment industry bench marks as shown in the following chart which generated a combined \$6.78 million in market value appreciation performance:

Portfolio Group	Market Value Returns	Bench Mark Returns
General Fund Bond Fund	5.57%	5.37% ScotiaCapital All Governments Index
General Fund - Money Market	4.56%	4.20% 30 Day Canada T-Bill

The City’s general funds have added approximately \$90 million in cumulative market value in excess of the established industry benchmarks since 1999.

**Summary**

This report provides a review of the City of Toronto’s 2007 investment returns for all internally managed portfolios.



### Decision Advice and Other Information

On motion by Councillor Lindsay Luby, the Executive Committee received, for information, the report (April 21, 2008) from the Deputy City Manager and Chief Financial Officer, entitled "City of Toronto 2007 Investment Report".

### Motions

Motion to Receive Item moved by Councillor Gloria Lindsay Luby (**Carried**)

### Links to Background Information

City of Toronto 2007 Investment Report

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12544.pdf>)

EX20.8	Information	Received		Ward: All
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### Status Update - Municipal Election Legislation Consultations with Staff from the Ministry of Municipal Affairs and Housing

(April 17, 2008) Report from the City Clerk

#### Financial Impact

This report has no financial implications.

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

#### Summary

In November 2007, Council authorized the City Clerk's Office to enter into consultations with the Ministry of Municipal Affairs and Housing (the Ministry) for Toronto-specific election legislation. This report outlines the work done to date and provides a timeline of the next steps in the process. While the provincial government has not yet made any commitment to providing Toronto with its own election legislation, representatives from the Ministry of Municipal Affairs and Housing have had numerous in-depth meetings with City staff to discuss the problems with the Municipal Elections Act, 1996 (the Act) and potential solutions.

### Decision Advice and Other Information

The Executive Committee received, for information, the report (April 17, 2008) from the City Clerk, entitled "Status Update - Municipal Election Legislation Consultations with Staff from the Ministry of Municipal Affairs and Housing".

### Motions

Motion to Receive Item moved by Mayor David Miller (**Carried**)

### Links to Background Information

Status Update - Municipal Election Legislation Consultations with Staff from the Ministry of Municipal Affairs and Housing

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12546.pdf>)

EX20.9	ACTION	Adopted		Ward: 39
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## **Extension of Redlea Avenue from Steeles Avenue East to McNicoll Avenue**

(April 18, 2008) Report from the Budget Committee

### **Recommendations**

The Budget Committee recommended to the Executive Committee that:

1. City Council approve reallocating funding from within the approved 2008 Transportation Services Capital Budget Account CTP 308-03 (local road resurfacing) in the amount of \$1.0 million for the Redlea Avenue extension from Steeles Avenue to Passmore Avenue, and a new account be set-up accordingly for this work.
2. A funding request of \$1.5million for the Redlea Avenue extension from Passmore Avenue to McNicoll Avenue be included in the 2009 Transportation Services Capital Budget submission with a corresponding offset in order that established net debt targets are not affected.
3. A funding request of \$2.3 million for the Redlea Avenue extension from Passmore Avenue to McNicoll Avenue be included in the 2010 Transportation Services Capital Budget submission with a corresponding offset in order that established net debt targets are not affected.
4. The appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

### **Financial Impact**

For 2008, there is a requirement for a reallocation of \$1.0 million of the approved 2008 Transportation Services Capital Budget. This will make a corresponding reduction from other approved 2008 debt projects for a zero net impact to debt.

A funding request for the inclusion of the Redlea Avenue extension from Passmore Avenue to McNicoll Avenue will be included in the 2009 and 2010 Transportation Capital Budget submissions, and will be referred for consideration during the 2009 and 2010 Capital Budget process, without affecting established targets.

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

### **Summary**

The City is finalizing the zoning by-law amendment and site plan approval for the owners of Splendid China, an existing retail mall in the area of Kennedy Road and Steeles Avenue East. One of the City's conditions of approval is that the developer is responsible for the

construction or provision of securities equal to 100 percent of the cost of implementation of the portion of the Redlea Avenue extension from Steeles Avenue East to Passmore Avenue, together with intersection improvements required at the Redlea Avenue and Steeles Avenue East intersection, before building permits will be issued. While the City owns the majority of the land required for this section of the Redlea Avenue extension, additional land acquisition is required prior to the commencement of road construction.

To minimize potential traffic infiltration impacts on the adjacent Heathwood residential community, the recommended staging for the construction of Redlea Avenue identifies the section between Steeles Avenue East and McNicoll Avenue as a single stage. This report describes the associated costs, funding sources, and potential timelines for the construction of Redlea Avenue from Steeles Avenue East to McNicoll Avenue, and associated recommended adjustments to the Capital Works Program.

### **Committee Recommendations**

The Executive Committee recommended to City Council that:

1. City Council approve reallocating funding from within the approved 2008 Transportation Services Capital Budget Account CTP 308-03 (local road resurfacing) in the amount of \$1.0 million for the Redlea Avenue extension from Steeles Avenue to Passmore Avenue, and a new account be set-up accordingly for this work.
2. A funding request of \$1.5million for the Redlea Avenue extension from Passmore Avenue to McNicoll Avenue be included in the 2009 Transportation Services Capital Budget submission with a corresponding offset in order that established net debt targets are not affected.
3. A funding request of \$2.3 million for the Redlea Avenue extension from Passmore Avenue to McNicoll Avenue be included in the 2010 Transportation Services Capital Budget submission with a corresponding offset in order that established net debt targets are not affected.
4. The appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

### **Motions**

Motion to Adopt Item moved by Mayor David Miller (**Carried**)

### **Links to Background Information**

Extension of Redlea Avenue from Steeles Avenue East to McNicoll Avenue

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12547.pdf>)

Public Works and Infrastructure Committee (April 9, 2008)

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12548.pdf>)

Extension of Redlea Avenue from Steeles Avenue East to McNicoll Avenue - Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12549.pdf>)

Letter (April 4, 2008) from Councillor Del Grande

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12550.pdf>)

EX20.10	ACTION	Amended		Ward: 26
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### **Potential Acquisition of 1075 Millwood Road**

(April 18, 2008) Report from the Budget Committee

#### **Recommendations**

The Budget Committee recommended to the Executive Committee that:

1. City Council approve amending the 2008 Approved Capital Budget for Parks, Forestry and Recreation by the addition of a new Land Acquisition sub-project, “1075 Millwood Road” for a total acquisition cost of \$1,287,250.00, in order to complete the acquisition of parkland, funded from the Parkland Acquisition Reserve Fund – East York (pre-amalgamation) XR2001 until depleted, then the Parkland Acquisition – East York Local Land Reserve Fund XR2033 until depleted, with the balance funded from Parkland Acquisition North Local Land Reserve Fund XR2206.
2. Authority be granted to enter into an Agreement of Purchase and Sale with Her Majesty the Queen in Right of the Province of Ontario as represented by the Minister of Public Infrastructure Renewal to acquire the property municipally known as 1075 Millwood Road in the amount of \$1,245,000.00 on terms and conditions deemed appropriate by the Chief Corporate Officer and in a form satisfactory to the City Solicitor and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
3. The General Manager of Parks, Forestry and Recreation and the Deputy City Manager and Chief Financial Officer co-ordinate a planning process with the Board of Management of Leaside Memorial Community Gardens to establish a business plan for the development and management of an additional indoor ice pad incorporating the expanded site, satisfactory to both the General Manager of Parks, Forestry and Recreation and the Deputy City Manager and Chief Financial Officer, and that if such a plan should not be possible, other options for development and management of an additional ice pad be explored.
4. The business plan for the development and management of the additional indoor ice pad be completed and reviewed for submission to the Budget Committee by October 2008 for consideration with the 2009-2013 Capital Plan and that any City funding be accommodated in the Parks, Forestry and Recreation debt guidelines.
5. The Facilities and Real Estate Division manage the site on a cost recovery basis in the interim period and receive and review Business Case submissions from other divisions for a short-term use of the site, after first consideration is given to Parks, Forestry and Recreation requirements.

6. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
7. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

### Financial Impact

The total cost of this acquisition of \$1,287,250, including all taxes and charges was not identified within the 2008 Capital Budget or the 2009-2012 Capital Plan for Parks, Forestry and Recreation. However, funds are currently available in the Parkland Acquisition Reserve Funds -East York, (pre-amalgamation), and East York Local, and City-Wide to fund this acquisition.

### ESTIMATED CLOSING COSTS AND PURCHASE PRICE

Payments to Vendor:	Purchase price	\$1,245,000.00
	Total of all Owner Payments	N/A
Subtotal		\$1,245,000.00
City's Closing Costs:	Land Transfer Tax	\$17,150.00
	Registration Costs	\$100.00
	Phase I and Phase II	\$25,000.00
Net Cost to City		\$1,287,250.00

These lands have the potential to be used for an expansion to the existing Leaside Memorial Community Gardens Arena for an additional ice pad. However, as the City has no plan or Capital Budget provision specifically in place for the development of a facility or a business plan for its operation, the General Manager of Parks Forestry and Recreation and the Deputy City Manager and Chief Financial Officer are requested to work with the Board of Management of Leaside Memorial Community Gardens and other stakeholders to develop a business case and plan. It is estimated that the costs of a capital project to construct a new indoor ice facility would be approximately \$10 million in current dollars.

Until such a plan is developed and moves forward, Facilities and Real Estate is requested to manage the site on a cost recovery basis and facilitate the interim use of the site by Parks Forestry and Recreation and other City Divisions.

### Summary

The purpose of this report is to secure City Council approval to acquire 1075 Millwood Road (the "Property"), amend the Parks Forestry and Recreation 2008 Capital Budget to fund the acquisition, request a full business plan for the development of an additional indoor ice facility on the site and provide for interim maintenance and use of the site. This site is adjacent to city-owned land known as "Leaside Memorial Community Gardens," which includes the following facilities; Leaside Memorial Arena, Leaside Memorial Gardens Indoor Pool and the Leaside Curling Club. These lands have the potential to be used for an expansion to the existing Leaside Memorial Community Gardens for an additional ice pad, should the Arena Board come forward with a business case and funding to do so.

The property municipally known as 1075 Millwood Road is currently owned by Her Majesty the Queen in Right of the Province of Ontario as represented by the Minister of Public Infrastructure Renewal (the “Province”). The property is being used by the Ontario Film Review Board. The site is approximately 0.73 ha (1.8 acres) and is improved with a single storey office building and a partial basement. Staff at the City and the Ontario Realty Corporation, as agents for the Province, have agreed to the substantive terms and conditions of a purchase. Appendix “A” to this report describes the salient terms of this proposed acquisition, which is considered fair and reasonable.

### **Committee Recommendations**

On motion by Councillor Davis, the Executive Committee recommended to City Council that:

1. City Council approve amending the 2008 Approved Capital Budget for Parks, Forestry and Recreation by the addition of a new Land Acquisition sub-project, “1075 Millwood Road” for a total acquisition cost of \$1,287,250.00, in order to complete the acquisition of parkland, funded from the Parkland Acquisition Reserve Fund – East York (pre-amalgamation) XR2001 until depleted, then the Parkland Acquisition – East York Local Land Reserve Fund XR2033 until depleted, with the balance funded from Parkland Acquisition North Local Land Reserve Fund XR2206.
2. Authority be granted to enter into an Agreement of Purchase and Sale with Her Majesty the Queen in Right of the Province of Ontario as represented by the Minister of Public Infrastructure Renewal to acquire the property municipally known as 1075 Millwood Road in the amount of \$1,245,000.00 on terms and conditions deemed appropriate by the Chief Corporate Officer and in a form satisfactory to the City Solicitor and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
3. The General Manager of Parks, Forestry and Recreation and the Deputy City Manager and Chief Financial Officer co-ordinate a planning process with the Board of Management of Leaside Memorial Community Gardens to establish a business plan for the development and management of an additional indoor ice pad incorporating the expanded site, such plan to include options for access to ice-time for other local organizations, satisfactory to both the General Manager of Parks, Forestry and Recreation and the Deputy City Manager and Chief Financial Officer, and that if such a plan should not be possible, other options for development and management of an additional ice pad be explored. **(Motion by Councillor Davis)**
4. The business plan for the development and management of the additional indoor ice pad be completed and reviewed for submission to the Budget Committee by October 2008 for consideration with the 2009-2013 Capital Plan and that any City funding be accommodated in the Parks, Forestry and Recreation debt guidelines.
5. The Facilities and Real Estate Division manage the site on a cost recovery basis in the interim period and receive and review Business Case submissions from other divisions for a short-term use of the site, after first consideration is given to Parks, Forestry and Recreation requirements.

6. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
7. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

### Motions

Motion to Amend Item (Additional) moved by Councillor Janet Davis (**Carried**)

Motion to Adopt Item as Amended moved by Councillor Janet Davis (**Carried**)

### Links to Background Information

Potential Acquisition of 1075 Millwood Road

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12551.pdf>)

Potential Acquisition of 1075 Millwood Road - Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12552.pdf>)

Appendix B - Locations Maps - OFRB Lands (Leaside Memorial Community Gardens)

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12553.pdf>)

EX20.11	ACTION	Amended		Ward: All
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### Budget Amendment for Transportation Services Capital Program - Various Construction Projects (Fully Recoverable Funds)

(April 18, 2008) Report from the Budget Committee

### Recommendations

The Budget Committee recommended to the Executive Committee that:

1. City Council approve amending the Transportation Services 2008 Approved Capital Budget by increasing the “Various Construction Projects” program, which is fully recoverable, from an amount of \$5.0 million gross, zero net, to an amount of \$20.0 million gross, zero net.
2. City Council authorize and direct the appropriate City Officials to take the necessary action to give effect thereto.

### Financial Impact

The recommendations seek to authorize the amendment and corresponding increase of the approved 2008 Various Construction Projects program from \$5.0 million gross to \$20.0 million gross and zero net in order to implement third party work within the right-of-way. This is a fully recoverable program with no net impact on the division’s approved 2008 net debt target.

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

### **Summary**

This report seeks authorization to amend the component of the approved 2008 Transportation Services Capital Program entitled “Various Construction Projects”. It is a fully recoverable program for third party work, predominantly by the Toronto Transit Commission (TTC) for track work that Transportation Services undertakes on behalf of the TTC and the other third parties.

### **Committee Recommendations**

On motion by Councillor Fletcher, the Executive Committee recommended that:

1. City Council approve amending the Transportation Services 2008 Approved Capital Budget by increasing the “Various Construction Projects” program, which is fully recoverable, from an amount of \$5.0 million gross, zero net, to an amount of \$20.0 million gross, zero net.
2. City Council authorize and direct the appropriate City Officials to take the necessary action to give effect thereto.

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

On motion by Councillor Fletcher, the Executive Committee requested the General Manager, Transportation Services to submit a report to the Public Works and Infrastructure Committee on any other street enhancements made possible by the TTC track work outlined in the report (April 3, 2008) from the General Manager, Transportation Services.

### **Motions**

Motion to Amend Item (Additional) moved by Councillor Paula Fletcher (**Carried**)

Motion to Adopt Item as Amended moved by Councillor Paula Fletcher (**Carried**)

### **Links to Background Information**

Budget Amendment for Transportation Services Capital Program - Various Construction Projects (Fully Recoverable Funds)

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12554.pdf>

Budget Amendment for Transportation Services Capital Program - Various Construction Projects (Fully Recoverable Funds) - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12555.pdf>



EX20.12	ACTION	Adopted		
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## **Procurement Authorization Birchmount Bus Garage - Acoustical Barrier Wall - Contract E3-28**

(April 18, 2008) Report from the Budget Committee

### **Recommendations**

The Budget Committee recommended to the Executive Committee that:

1. City Council approve the reallocation of debt funding in order to increase CTT038 Birchmount Garage Renovations by \$250,000.00 which can be accommodated by reducing funding in CTT024 Fire Ventilation Upgrade by \$250,000.00.
2. Appropriate staff be requested to develop a policy requiring that developers assume responsibility in future development of acoustical barrier walls required for residential developments.

### **Summary**

The Budget Committee on April 18, 2008, considered a letter (February 28, 2008) from the General Secretary, Toronto Transit Commission, advising of the action taken by the Commission on February 27, 2008, respecting Procurement Authorization for the Birchmount Bus Garage Acoustical Barrier Wall.

### **Communications**

(April 18, 2008) report from the Budget Committee (EX.Main)

(<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-6994.pdf>)

(February 28, 2008) letter from the General Secretary, Toronto Transit Commission (EX.Main)

(<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-6995.pdf>)

### **Committee Recommendations**

On motion by Councillor Moscoe, the Executive Committee recommended to City Council that:

1. City Council approve the reallocation of debt funding in order to increase CTT038 Birchmount Garage Renovations by \$250,000.00 which can be accommodated by reducing funding in CTT024 Fire Ventilation Upgrade by \$250,000.00.
2. Appropriate staff be requested to develop a policy requiring that developers assume responsibility in future development of acoustical barrier walls required for residential developments.

### **Motions**

Motion to Adopt Item moved by Councillor Howard Moscoe (**Carried**)

EX20.13	ACTION	Adopted		Ward: 28
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## **Development of Affordable Housing by the Toronto Christian Resource Centre at 40 Oak Street**

(April 22, 2008) Report from the Affordable Housing Committee

### **Recommendations**

The Affordable Housing Committee on April 22, 2008, recommended to the Executive Committee and City Council that:

1. City Council approve the Toronto Christian Resource Centre as the proponent for the affordable housing development at 40 Oak Street;
2. authority be granted to provide capital funding in the sums of:
  - a. \$1,410,000 from the Mayor’s Homelessness Initiative Reserve Fund;
  - b. \$3,775,800 from the Provincial portion of the Canada-Ontario Affordable Housing Program - Rental and Supportive Component (“the Program” or “AHP”);
  - c. \$2,314,200 from the Federal portion of the AHP Program;

to Toronto Christian Resource Centre to assist in the construction of the above-mentioned development, on terms and conditions satisfactory to the Deputy City Manager and which terms and conditions may be varied, from time to time, as the development progresses and circumstances change;
3. authority be granted to exempt the development from taxation for municipal and school purposes for the term of the municipal capital facility agreement;
4. authority be granted to waive all fees and charges payable under the Development Charges Act applicable to the development;
5. authority be granted to designate the development as one that qualifies as social housing allowing all or part of the development relief from normal parking standards;
6. authority be granted to enter into a municipal capital facility agreement and such other agreements, licences, security and documents, with Toronto Christian Resource Centre, or to another entity associated and controlled by it and acceptable to the Director, Affordable Housing Office, to provide for the development and operation of affordable housing, on such terms and conditions as the Director considers appropriate and in a form approved by the City Solicitor;

7. the Director, Affordable Housing Office be authorized and directed, on behalf of the City, to execute a municipal capital facility agreement and such other agreements and documents deemed necessary, and to approve any changes to the project during its development that the Director deems to be in the best interest of the City and/or the project, on terms and conditions satisfactory to the Director and in a form approved by the City Solicitor.

### Financial Impact

This report recommends the allocation of \$1,410,000 from the Mayor's Homelessness Initiative Reserve Fund (XR1104) through a grant to the Toronto Christian Resource Centre for the development of Affordable Housing at 40 Oak Street. After this draw, the uncommitted balance in this fund will be \$719,900.

The total capital cost for the construction of the 87-unit residential component of the building is approximately \$13,202,000 plus the waived Development Charges and Fees. The capital funding as outlined in the chart below is recommended from the Canada-Ontario Affordable Housing Program, City sources, CRC and TCHC equity, and financing.

The Municipal Property Taxes waived over 25 years are estimated to have a net present value of \$776,694. The waived planning fees and development charges are valued at approximately \$596,000.

\$2.09 million of the Federal-Provincial funding under the Canada-Ontario Affordable Housing Program – Rental and Supportive Component for this development is available to the City through the conversion of funding previously allocated to the City and approved by Council under the AHP Housing Allowance/Rent Supplement (HARS) envelope.

Total Federal-Provincial AHP funding is \$6.09 million. This is comprised of Provincial funding of \$3,775,800 (62% of the total) and Federal funding of \$2,314,200 (38% of the total). The Provincial funding is provided by way of a 20 year affordability payment.

Capital Funding and Contributions	
Canada-Ontario AHP Funding Provincial portion*	\$3,775,800
Canada-Ontario AHP Funding Federal portion	\$2,314,200
City funds from the Mayor's Homelessness Initiative Reserve Fund	\$1,410,000
Toronto Christian Resource Centre equity and financing (approx.)	\$4,802,000
Toronto Community Housing Corporation equity	\$900,000
Capital Funding	\$13,202,000
Contributions: Waived City Development Charges and Fees (approx.)	\$596,000
Total Funding and Contributions	\$13,798,000

\* Note: Provincial funding equal to 62% of the total AHP funding is provided by way of a 20 year affordability payment.

Other City Contributions	
25 year NPV of Property Tax Exemption (approx.)	\$776,694

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

### Summary

This report seeks authority to provide funding and other incentives to assist in the development of 87 units of affordable housing at 40 Oak Street in Regent Park, by the Toronto Christian Resource Centre (“CRC”). This housing initiative is in the first phase of the Regent Park redevelopment being undertaken by the Toronto Community Housing Corporation. The development is supportive of and complementary to the redevelopment of Regent Park and will provide homes affordable to low-income tenants on Ontario Works and the Ontario Disability Support Plan.

In August of 2007 the initiative was allocated \$4 million in Canada-Ontario Affordable Housing Program (“AHP” or “the Program”) – Residual Rental and Supportive Component funding by the provincial Ministry of Municipal Affairs and Housing (MMAH) directly. Further funding has now become available from the Province through the conversion of under-utilized Housing Allowance/Rent Supplement (HARS) funding. This report recommends the allocation of \$2.09 million in additional AHP funding and \$1.41 million in Mayor’s Homelessness Initiative Reserve Fund monies.

Proceeding with this proposal will contribute toward Council’s goal of supporting the creation of 1,000 new affordable homes annually. This initiative is one of the last Toronto developments to be funded under the AHP as the Program’s funding has now been fully committed. Council is currently seeking a renewal of the AHP and other housing programs by the federal and provincial governments.

### Committee Recommendations

On motion by Councillor Moscoe, the Executive Committee recommended to City Council that:

1. City Council approve the Toronto Christian Resource Centre as the proponent for the affordable housing development at 40 Oak Street;
2. authority be granted to provide capital funding in the sums of:
  - a. \$1,410,000 from the Mayor’s Homelessness Initiative Reserve Fund;
  - b. \$3,775,800 from the Provincial portion of the Canada-Ontario Affordable Housing Program - Rental and Supportive Component (“the Program” or “AHP”);

c. \$2,314,200 from the Federal portion of the AHP Program;

to Toronto Christian Resource Centre to assist in the construction of the above-mentioned development, on terms and conditions satisfactory to the Deputy City Manager and which terms and conditions may be varied, from time to time, as the development progresses and circumstances change;

3. authority be granted to exempt the development from taxation for municipal and school purposes for the term of the municipal capital facility agreement;
4. authority be granted to waive all fees and charges payable under the Development Charges Act applicable to the development;
5. authority be granted to designate the development as one that qualifies as social housing allowing all or part of the development relief from normal parking standards;
6. authority be granted to enter into a municipal capital facility agreement and such other agreements, licences, security and documents, with Toronto Christian Resource Centre, or to another entity associated and controlled by it and acceptable to the Director, Affordable Housing Office, to provide for the development and operation of affordable housing, on such terms and conditions as the Director considers appropriate and in a form approved by the City Solicitor;
7. the Director, Affordable Housing Office be authorized and directed, on behalf of the City, to execute a municipal capital facility agreement and such other agreements and documents deemed necessary, and to approve any changes to the project during its development that the Director deems to be in the best interest of the City and/or the project, on terms and conditions satisfactory to the Director and in a form approved by the City Solicitor.

## **Motions**

Motion to Adopt Item moved by Councillor Giorgio Mammoliti (**Carried**)

## **Links to Background Information**

Development of Affordable Housing by the Toronto Christian Resource Centre at 40 Oak Street

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12556.pdf>

Development of Affordable Housing by the Toronto Christian Resource Centre at 40 Oak Street - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12557.pdf>

EX20.14	ACTION	Adopted		Ward: All
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## Support for Extension of Federal Housing and Homelessness Programs

(April 22, 2008) Report from the Affordable Housing Committee

### Recommendations

The Affordable Housing Committee on April 22, 2008, recommended to the Executive Committee and City Council that Toronto City Council support the Federation of Canadian Municipalities and the Provincial and Territorial Ministers in urging immediate action by the federal government to extend its financial contribution to affordable housing and homeless programs beyond March 31, 2009; including the Federal/Provincial/Territorial Affordable Housing Program, the Affordable Housing Trust Funds, the Residential Rehabilitation Assistance Program, and the Homelessness Partnering Strategy, and to begin work on a long term, predictable and sustainable housing strategy for Canada.

### Summary

The Affordable Housing Committee on April 22, 2008, considered a report (April 24, 2008) from Councillor Giorgio Mammoliti, Chair, Affordable Housing Committee, entitled " Support for Extension of Federal Housing and Homelessness Programs".

### Communications

(April 22, 2008) letter from the Affordable Housing Committee (EX.Main)

<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-6990.pdf>

(April 24, 2008) letter from Councillor Giorgio Mammoliti (EX.Main)

<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-6991.pdf>

### Speakers

Mr. Michael Shapcott, Director of Community Engagement, The Wellesley Institute

### Committee Recommendations

On motion by Councillor Lindsay Luby, the Executive Committee recommended that City Council support the Federation of Canadian Municipalities and the Provincial and Territorial Ministers in urging immediate action by the federal government to extend its financial contribution to affordable housing and homeless programs beyond March 31, 2009; including the Federal/Provincial/Territorial Affordable Housing Program, the Affordable Housing Trust Funds, the Residential Rehabilitation Assistance Program, and the Homelessness Partnering Strategy, and to begin work on a long term, predictable and sustainable housing strategy for Canada.

### Motions

Motion to Adopt Item moved by Councillor Gloria Lindsay Luby (**Carried**)

EX20.15	ACTION	Deferred		Ward: All
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## Creation of Consulting Functions within City Divisions

(April 21, 2008) Letter from Councillor Adrian Heaps

### Recommendations

1. The City Manager be requested to report back on the creation of a pilot project to establish a consulting function for specific City divisions, and that each division be requested to submit a plan to externally market specified goods and services to prospective customers in global markets.
2. The report shall include in their respective plans, the cost, including dedicated staff, projected revenue possibilities and target markets for the marketing of their products and services. The divisions shall include:
  - 311 Information
  - Solid Waste
  - Toronto Water

### Summary

Presently, the City of Toronto receives visitors from around the world to view and learn from our best practices in a number of City divisions. For example, we have delegations from India to see our Solid Waste Management systems, representatives from the United Arab Emirates to view our activities in accessibility and disability issues, and visitors from various jurisdictions to potentially learn from our 311 model.

The City of Toronto invests millions in personnel and resources to establish world leading practices in many of our City divisions, yet we have never officially consulted to a foreign government utilizing our proven expertise and results. This has resulted in potentially lost revenue using either current staff or even retired staff with their proven knowledge.

This proposal calls for the creation of a consulting group and an aggressive marketing initiative through our Economic Development Division, whereby the City of Toronto can develop new revenue streams, forge stronger ties, and ultimately lever our role as a true leader on the world stage in the creation of best practices.

The creation of these consulting branches is predicated on their success as net revenue producing programs with these revenues flowing back into further investment in City initiatives.

### Communications

(April 21, 2008) letter from Councillor Adrian Heaps (EX.Main)  
(<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-6992.pdf>)

### Decision Advice and Other Information

On motion by Councillor Lindsay Luby, the Executive Committee deferred consideration of the letter (April 21, 2008) from Councillor Adrian Heaps, entitled "Creation of Consulting Functions within City Divisions", until its meeting scheduled to be held on June 3, 2008.

### Motions

Motion to Defer Item moved by Councillor Gloria Lindsay Luby (**Carried**)

EX20.16	ACTION	Amended		Ward: All
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### Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings

(April 21, 2008) Letter from Councillor Howard Moscoe

### Recommendations

1. City Council authorize payment of Councillor Sandra Bussin's legal expenses in the amount of \$7,308.00 from the Council's General Expense Budget.

### Summary

There have been numerous concerns raised in the past about the serious gaps in the Municipal Elections Act, 1996 (the "Act") that can cause Members of Council to be subjected to vexatious legal actions. See Motion M105 for more information.

In, the latest incident, a Member of Council was taken to Court almost a year after filing her financial statements with the City Clerk. Although the case was dismissed from Court, the Councillor was still responsible for paying legal costs incurred to defend herself against the baseless accusations.

The Member of Council, in good faith, followed the procedures established in the Act. She filed her financial statements on time and no one challenged her filing during the 90 day compliance audit period established in the Act.

It is not right that Members of Council are vulnerable to such proceedings after complying with all of the provisions established by the Act. It is equally problematic that Members of Council are personally responsible for the significant expenses that arise in connection with responding to the allegations.

This is a situation that the Province needs to address and correct but given it is unlikely that the Province will respond quickly to this matter, Council should authorize payment of the Member of Council's legal costs.

### Communications

(April 21, 2008) letter from Councillor Howard Moscoe (EX.Main)  
<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-6993.pdf>



**Speakers**

Councillor Mike Del Grande, Ward 39, Scarborough-Agincourt  
Councillor Doug Holyday, Ward 3, Etobicoke Centre

**Committee Recommendations**

On motion by Councillor Moscoe, the Executive Committee recommended to City Council that Councillor Bussin be reimbursed for her legal expenses incurred in responding to an information sworn by Leroy St. Germaine as, in the opinion of the Committee, reimbursement is consistent with the intent of the indemnification Policy for Members of Council and is appropriate in light of exceptional circumstances, including the fact that the information was sworn by an elector well outside of the time period for commencing a compliance audit and contrary to recent case law.

**Decision Advice and Other Information**

On motion by Councillor Moscoe, the Executive Committee requested the City Solicitor to report directly to Council for its meeting on May 26, 2008, on the reasonableness of the legal expenses bill incurred by Councillor Bussin in accordance with the Indemnification Policy.

**Motions**

Motion to Amend Item moved by Councillor Howard Moscoe (**Withdrawn**)

The Executive Committee request the City Clerk to canvass Members of Council to determine which other Members of Council are involved in similar legal matters and submit a report to the Executive Committee.

Motion to Amend Item (Additional) moved by Councillor Howard Moscoe (**Carried**)

Motion to Adopt Item as Amended moved by Councillor Howard Moscoe (**Carried**)

**16a Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings**

(April 30, 2008) Report from the City Solicitor

**Financial Impact**

This report has no financial implications.

**Summary**

The purpose of this report is to remind the Executive Committee of my previous advice which relates to a communication which is currently before the Executive Committee.

**Links to Background Information**

Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12648.pdf>)

EX20.17	ACTION	Referred		
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## **Request of the Province of Ontario to Declare Transit Service in Toronto an Essential Service**

(October 6, 2006) Member Motion from Councillor Palacio, seconded by Councillor Lindsay Luby

### **Recommendations**

That as an urgent matter of public health and safety, Toronto City Council request that the provincial government introduce legislation deeming public transit service in the City of Toronto an essential service.

### **Summary**

City Council on September 25, 26 and 27, 2006, referred the following Member Motion by Councillor Palacio, seconded by Councillor Lindsay Luby to the Executive Committee:

“WHEREAS the Toronto Transit Commission (TTC) should seek to have transit service in Toronto declared an essential service; and

WHEREAS as required under the Act for the declaration of an essential service, a stoppage in TTC service does create a ‘danger to life, health or safety’ and ‘serious environmental damage’; and

WHEREAS the Toronto Transit Commission carries over 1.3 million passengers daily, including 80 percent of transit trips in the Greater Toronto Area, and is the hub of the Greater Toronto Area (GTA) inter-regional transit network; and

WHEREAS one subway line in Toronto takes 53,000 automobiles per hour off the road during rush hour, and the TTC carries the equivalent of 365 million automotive trips annually, helping to reduce greenhouse gas emissions by more than 8 megatonnes per year; and

WHEREAS hundreds of thousands of Torontonians rely on the TTC to get to work, to school and to conduct their lives each day, and the City of Toronto is simply not designed to function without an operating public transit system; and

WHEREAS Wheeltrans is the only means of transportation for many of Toronto’s elderly and physically disadvantaged residents; and

WHEREAS it is estimated that any transit stoppage costs the City of Toronto economy upwards of \$10 million in lost economic activity and excessive inconvenience for hundreds of thousands of Torontonians; and

WHEREAS the reliability of transit service has consistently been cited as the primary factor in a potential rider’s decision whether or not to take the TTC, which any type of work stoppage completely undermines; and

WHEREAS there was a crippling two-day TTC strike in 1999, and an eight day strike in 1991, and further labour disruptions have been threatened in 2006; and

WHEREAS other essential services, nonetheless, have a very strong bargaining position and typically secure very favourable agreements through arbitration and mediation; and

WHEREAS Toronto is the only municipality that has a public transit service of such magnitude which entails significant ramifications for the public;

NOW THEREFORE BE IT RESOLVED THAT as an urgent matter of public health and safety, Toronto City Council request that the provincial government introduce legislation deeming public transit service in the City of Toronto an essential service.”

(Note: The foregoing Member Motion was previously noted and filed by the Executive Committee at its meeting held on January 15, 2007, (EX2.14)).

### **Communications**

(October 6, 2006) Member Motion from Councillor Lindsay Luby and Councillor Palacio (EX.New)

<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-7015.pdf>

### **Speakers**

Councillor Cesar Palacio

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

The Executive Committee decided to bring forward, for consideration, Item EX2.14, entitled "Request of the Province of Ontario to Declare Transit Service in Toronto an Essential Service", which was noted and filed by the Executive Committee on January 15, 2007.

On motion by Mayor Miller, the Executive Committee also referred the issue of declaring the Transit in Toronto as an Essential Service, to the City Manager; and requested the City Manager, in consultation with the TTC and external experts, to prepare a report outlining the options for and consequences of City Council formally requesting the Government of Ontario to designate transit in Toronto an essential service; and that the report be prepared for the September meeting of the Executive Committee.

### **Motions**

Motion to Add New Business at Committee moved by Mayor David Miller (**Carried**)  
Members of Committee, I wish to introduce an additional item to today's agenda:

Item EX20.17, entitled "Request of the Province of Ontario to Declare Transit Service in Toronto an Essential Service", which is a Notice of Motion dated October 6, 2006, by Councillor Palacio, seconded by Councillor Lindsay Luby, which was previously noted and filed by the Executive Committee at its January 15, 2007 meeting; and

Item EX20.17a, entitled "Declaring the TTC an Essential Service", which is a Notice of Motion (Undated) by Councillor Palacio, seconded by Councillor Jenkins.

Motion to Refer Item moved by Mayor David Miller (**Carried**)

## **17a Declaring the TTC an Essential Service**

(April 29, 2008) Member Motion from Councillor Palacio, seconded by Councillor Jenkins

### **Recommendations**

1. That in response to the Premier's comments made on April 18th, 2008, in which he said he would consider deeming transit an essential service if the City of Toronto asked, that City Council formally request the Provincial Government to designate transit in Toronto an essential service.

### **Summary**

The chaos and disruption caused by a full-scale transit strike is comparable to that of any large natural disaster and has the potential to bring about severe social, economic and environmental repercussions for our City. This disaster however, is political in origin. It can and should be avoided.

City Council should express its strong desire that The Toronto Transit Commission (TTC) have transit service in Toronto declared essential. This is an issue of highest importance to the residents of the City of Toronto on which strong leadership is expected from City Council from the public.

The Toronto Transit Commission carries over 1.3 Million passengers daily, including 80% of transit trips in the Greater Toronto Area and is the hub of the GTA inter-regional transit network. In fact, one subway line in Toronto takes 53,000 automobiles per hour off the road during rush hour, and the TTC carries the equivalent of 365 million automotive trips annually, helping to reduce greenhouse gas emissions by more than 8 megatonnes per year.

Hundreds of thousands of Torontonians rely on the TTC to get to work, school and conduct their lives each day, and the City of Toronto is simply not designed to function without an operating public transit system. Wheeltrans is the only means of transportation for many of Toronto's elderly and physically disadvantaged residents.

Furthermore, any transit stoppage costs the City of Toronto Millions of dollars in lost economic activity in addition to the excessive inconvenience for hundreds of thousands of residents. The reliability of Transit service has also consistently been cited as the primary factor in a potential rider's decision whether or not to take the TTC, which any type of work stoppage completely undermines.

As required under the Act for the declaration of an essential service, a stoppage in TTC service does indeed create a "danger to life, health or safety" and "serious environmental damage". Other essential services have a very strong bargaining position and typically secure very favourable agreements through arbitration and mediation.

## Communications

(April 29, 2008) Member Motion from Councillor Palacio and Councillor Jenkins (EX.New)  
(<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-7016.pdf>)

## 17b Report on Declaring Transit an Essential Service in Toronto

(May 5, 2008) Letter from Councillor Palacio

## Recommendations

1. That the report to be prepared by the City Manager specifically include the following:
  - a. the approximate cost to the City of Toronto's economy per day of a full scale transit strike (prepared in consultation with Economic Development);
  - b. the estimated environmental damage caused by a full-scale transit strike (prepared in consultation with the Toronto Environment Office);
  - c. the expected impact on congestion and transportation services of a full-scale transit strike (prepared in consultation with Transportation Services);
  - d. the expected impact on congestion and transportation services of a full-scale transit strike (prepared in consultation in Toronto Fire, EMS and the TPS);
  - e. an analysis of the importance of reliability in the transit system, (prepared in consultation with the TTC);
  - f. the effect of a full-scale transit strike on the entire GTA transit network, including GO, Viva and Mississauga Transit;
  - g. an analysis of other major North-American Cities and whether their transit systems are essential services;
  - h. a comparison of the compensation for TTC drivers and maintenance workers to other major North American Cities and GTA municipalities;
  - i. an outline of the process and timelines by which Council and the Province could most quickly implement this legislation; and
2. that the report also specifically discuss the feasibility of:
  - a. declaring Wheeltrans, main routes or other specific parts of TTC operations, alone an essential service; and

- b. including in potential Essential Service legislation a provision that compels any arbitrator to take into consideration TTC's limited ability to pay, as well as recognition that TTC revenues are derived primarily from the farebox and that it is in the public interest to keep transit affordable; and
3. that the report come back to the Executive Committee no later than the September 2008 meeting as a deputation item.

### Summary

Letter (May 5, 2008) from Councillor Palacio requesting that recommendations be added to the soon to be forthcoming report regarding declaring transit an essential service in Toronto.

### Communications

(May 5, 2008) submission from Councillor Palacio (EX.New)

(<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-7161.pdf>)

### Meeting Sessions

Session Date	Session Type	Start Time	End Time	Public or Closed Session
2008-05-05	Morning	9:45 AM	1:20 PM	Public
2008-05-05	Afternoon	1:40 PM	2:20 PM	Public

### Attendance

Date and Time	Quorum	Members
2008-05-05 9:45 AM - 1:20 PM (Public Session)	Present	Present: Carroll, Davis, De Baeremaeker, Fletcher, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Pantalone, Rae Also present (non-members): Del Grande, Holyday, Minnan-Wong, Palacio
2008-05-05 1:40 PM - 2:20 PM (Public Session)	Present	Present: Carroll, Davis, De Baeremaeker, Fletcher, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Pantalone, Rae Not Present: Kelly Also present (non-members): Del Grande, Holyday, Minnan-Wong, Palacio.

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Chair