
Government Management Committee

Meeting No.	13	Contact	Yvonne Davies, Committee Administrator
Meeting Date	Thursday, April 17, 2008	Phone	416-392-7443
Start Time	9:30 AM	E-mail	ydavies@toronto.ca
Location	Committee Room 1, City Hall		

Item	Page
GM13.1 2007 Accounts Receivable Write-off Report (Ward: All)	1
GM13.2 Banking Services Contract 47010773 – Results of Negotiation (Ward: All)	2
GM13.3 Soccer Field and Field House at Keele Reservoir - Designation as a Municipal Capital Facility (Ward: 8)	3
GM13.4 495 Sherbourne Street - Write-off of Property Taxes (Ward: 28)	4
GM13.6 Apportionment of Property Taxes – April 2008 Hearing (Ward: All)	5
GM13.7 Cancellation, Reduction or Refund of Property Taxes – April 2008 Hearing (Ward: All)	7
GM13.8 Termination of Mr. Vending Inc. License Agreement (Ward: All)	9
GM13.11 Natural Gas Supply Arrangements (Ward: All)	10
GM13.12 Toronto Sun Rent Arrears and Lease Rates for Media Offices	11
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)	12
GM13.14 Development of Bloor/Islington Lands (Ward: 5)	13
GM13.15 Grant of Temporary Easement to the Toronto District School Board in a Portion of Flemingdon Park (Ward: 26)	15
GM13.16 Grant of Temporary Easement to Enbridge Gas Distribution In a Portion of CN Leaside Park at Overland Drive (Ward: 25)	16

Item	Page
GM13.17 Proceeding with the Transfer of a Part of 301 Rockcliffe Boulevard to the City of Toronto Economic Development Corporation (“TEDCO”) (Ward: 11)	17
GM13.18 Expropriation of Portions of 1797 St. Clair Avenue West (Ward: 17)	19
GM13.19 Expropriation of 5341 Dundas Street West - Kipling Redevelopment Initiative (Ward: 5)	20
GM13.20 Acquisition of a Portion of 30 Regent Street (Ward: 28)	21
GM13.21 Amendment to the Lease Agreement with the Queen City Yacht Club (Ward: 28)	24
GM13.24 Lease Renewal - Ground Floor Space - 111 Wellesley Street East (Ward: 27)	25
GM13.25 Authority for City Solicitor to Recover Accommodation Cost Arrears Owing to Homes for the Aged (Ward: All)	26
GM13.26 Authority for City Solicitor to Recover Unpaid Amounts Owing for Contracted Road Work (Ward: All)	27
GM13.28 Routine Records Retention Bylaw Amendment (Ward: All)	28

Government Management Committee

Meeting No. 13 **Contact** Yvonne Davies, Committee Administrator
Meeting Date Thursday, April 17, 2008 **Phone** 416-392-7443
Start Time 9:30 AM **E-mail** ydavies@toronto.ca
Location Committee Room 1, City Hall

GM13.1	NO AMENDMENT			Ward: All
--------	--------------	--	--	-----------

2007 Accounts Receivable Write-off Report

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

1. City Council approve the write-off of uncollectible accounts of \$1,098,856.46, as detailed in Table 1 in this report.
2. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(April 1, 2008) Report from Treasurer

Committee Recommendations

The Government Management Committee recommends that:

1. City Council approve the write-off of uncollectible accounts of \$1,098,856.46 as detailed in Table 1 in this report.
2. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

Financial Impact

There are no financial implications as a result of this report as all accounts recommended for write-off have been provided for and expensed in previous years.

The write-offs recommended in this report amount to \$1,098,856.46 and when combined with those individual accounts under \$50,000 approved by the Treasurer in the amount of \$1,258,610.17, the total accounts receivable write offs for 2007 is \$2,357,466.63.

Summary

The purpose of this report is to recommend the write-off of uncollectible accounts receivable balances that total \$1,098,856.46 in accordance with the provisions of the Financial Control By-law, as all collection efforts have been exhausted. The actions being recommended by staff have been reviewed with appropriate Division Heads and Legal Services who concur with the recommendations.

Background Information

Report - 2007 Accounts Receivable Write-off Report

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11963.pdf>

GM13.2	NO AMENDMENT			Ward: All
--------	--------------	--	--	-----------

Banking Services Contract 47010773 – Results of Negotiation

Confidential Attachment 1 - The security of the property of the municipality or local board

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

1. Council authorize a two-year contract extension with the Royal Bank of Canada for banking services for fiscal years 2008 and 2009, as per the fee schedule outlined in Attachment 1 and under terms satisfactory to the City Solicitor.
2. Council authorize the release of the confidential information in Attachment 1 upon the conclusion of the Banking Services RFP process planned for 2010.
3. The appropriate City officials be directed to take the necessary action to give effect thereto.

Confidential Attachment 1 to the report (April 2, 2008) from the Treasurer, 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. Confidential Attachment 1 will be made public upon the conclusion of the Banking Services RFP process planned for 2010.

(April 2, 2008) Report from Treasurer

Committee Recommendations

The Government Management Committee recommends that:

1. Council authorize a two-year contract extension with the Royal Bank of Canada for banking services for fiscal years 2008 and 2009 as per the fee schedule outlined in

Attachment 1 and under terms satisfactory to the City Solicitor.

2. Council authorize the release of the confidential information in Attachment 1 upon the conclusion of the Banking Services RFP process planned for 2010.
3. The appropriate City officials be directed to take the necessary action to give effect thereto.

Financial Impact

Despite this modest price increase and as a result of changes in the services provided and changes to the quantity of services provided to the City, the annual cost of services are estimated to be reduced to \$985,000 per year vs. \$1,275,300 that was estimated in 2003. There are no additional financial impacts to that anticipated in the 2008 Operating Budget. Funds for the fees proposed by the Royal Bank are available in the recommended 2008 Operating Budget (Cost Element 6570 – Banking Service Charges).

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

Summary

This report provides the results of the Treasurer's negotiation with the Royal Bank for a contract extension to the banking services contract for the period from July 1, 2008 to June 30, 2010. The approval of this extension will assist the Office of the Treasurer in completing its major projects that are taking place during this period and will allow agencies, boards and commissions (ABCs) to participate in the RFP process.

Background Information

Report - Banking Services Contract 47010773 - Results of Negotiation
<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11964.pdf>
 Confidential Attachment 1 - GM13-2

GM13.3	NO AMENDMENT			Ward: 8
--------	--------------	--	--	---------

Soccer Field and Field House at Keele Reservoir - Designation as a Municipal Capital Facility

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

1. Council pass a by-law pursuant to section 252 of the City of Toronto Act, 2006, providing authority to:
 - a. enter into a municipal capital facility agreement with the Toronto Azzurri Soccer Club, the private operator of the soccer field built on City-owned land

at Keele Reservoir, located at 4995 Keele Street; and

- b. exempt the leased lands and the field house at the Keele Reservoir from property taxation for municipal and school purposes, which tax exemption is to be effective from the latest of the following dates: the commencement date of the lease between the Toronto Azzurri Soccer Club and the City, the date the municipal capital facility agreement is signed; or the date the tax exemption by-law is enacted.
2. The City Clerk be directed to give written notice of the by-law to the Minister of Education, the Municipal Property Assessment Corporation, the Toronto District School Board, the Toronto Catholic District School Board, the Conseil Scolaire de District du Centre-Sud-Ouest, and the Conseil Scolaire de District du Catholique Centre-Sud.
3. Council pass a Resolution that the above municipal capital facility is for the purposes of the municipality and is for public use.
4. Authority be granted for the introduction of the necessary bills to give effect thereto.
5. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(April 1, 2008) Report from Treasurer

Committee Recommendations

The Government Management Committee recommends that:

1. Council pass a by-law pursuant to section 252 of the City of Toronto Act, 2006, providing authority to:
 - a. enter into a municipal capital facility agreement with the Toronto Azzurri Soccer Club, the private operator of the soccer field built on City-owned land at Keele Reservoir, located at 4995 Keele Street; and
 - b. exempt the leased lands and the field house at the Keele Reservoir from property taxation for municipal and school purposes, which tax exemption is to be effective from the latest of the following dates: the commencement date of the lease between the Toronto Azzurri Soccer Club and the City, the date the municipal capital facility agreement is signed; or the date the tax exemption by-law is enacted;
2. The City Clerk be directed to give written notice of the by-law to the Minister of Education, the Municipal Property Assessment Corporation, the Toronto District School Board, the Toronto Catholic District School Board, the Conseil Scolaire de District du Centre-Sud-Ouest, and the Conseil Scolaire de District du Catholique Centre-Sud.

3. Council pass a resolution that the above municipal capital facility is for the purposes of the municipality and is for public use.
4. Authority be granted for the introduction of the necessary bills to give effect thereto.
5. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

Financial Impact

The soccer field is currently exempt from paying property taxes as it is owned by the City. However, the land is leased to a tenant that would normally be subject to taxation. The potential annual taxes on the proposed field house and soccer field on the reservoir have been estimated at approximately \$94,090, of which \$48,855 is the City portion, and \$45,235 is the education component. The estimate is based on 2008 commercial tax rates and the current value assessment for the property for 2008, which is \$2,298,190.

Given that the property is not currently taxable, there are no immediate savings or costs from providing a property tax exemption. If the exemption is not put in place, and the property becomes taxable in the future, the property taxes would be payable by the lessee/operator under the terms of the City's lease/licence agreement, with no direct cost implications to the City.

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

Summary

This report seeks Council authority to adopt the necessary by-laws to designate lands leased by the City to the Toronto Azzurri Soccer Club to operate a soccer field and field house at the Keele Reservoir, 4995 Keele Street, as a municipal capital facility and to provide a property tax exemption for the premises for municipal and education purposes for the lease term of 20 years, commencing on January 1, 2006 and expiring on December 31, 2025.

Background Information

Report - Soccer Field and Field House at Keele Reservoir - Designation as a Municipal Capital Facility

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11966.pdf>)

GM13.4	NO AMENDMENT			Ward: 28
--------	--------------	--	--	----------

495 Sherbourne Street - Write-off of Property Taxes

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

Government Management Committee Report - Meeting No. 13
Considered by City Council on April 28 and 29, 2008

1. Property taxes, fees and interest as set out in Table 1 to this report, representing a total amount of \$1,654,487.58 as at April 28, 2008, be deemed uncollectible and written off.
2. The appropriate City staff be authorized and directed to take the necessary action to give effect thereto.

(April 1, 2008) Report from Treasurer

Committee Recommendations

The Government Management Committee recommends to City Council that:

1. Property taxes, fees and interest as set out in Table 1 to this report representing a total amount of \$1,654,487.58 as at April 28, 2008 be deemed uncollectible and written off.
2. The appropriate City staff be authorized and directed to take the necessary action to give effect thereto.

Financial Impact

The property tax, fees and interest amounts that are being recommended for write-off, now totalling \$1,654,487.58, will be charged to the 2008 Tax Deficiency Non Program account. As such, the write-off of these amounts will have no additional financial impact on current year expenditures.

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

Summary

This report recommends the write-off of property taxes for a property owned by the City of Toronto at 495 Sherbourne Street. Staff of Revenue Services, Facilities & Real Estate and Legal Services divisions have collectively reviewed the history of the property and have determined that property taxes for the period January 1, 1998 to May 31, 2002 should be deemed uncollectible and written off, as the property should have been classified as exempt from taxation during this period.

Background Information

Report - 495 Sherbourne Street - Write-off of Property Taxes
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11967.pdf>)

GM13.6	NO AMENDMENT			Ward: All
--------	--------------	--	--	-----------

Apportionment of Property Taxes – April 2008 Hearing

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motion:

1. The property tax in the amounts identified in Appendix A, under the columns entitled “Apportioned Tax” and “Apportioned Phase In/Capping”, be approved.

Statutory - City of Toronto Act, 2006

(March 20, 2008) Report from Treasurer

Committee Recommendation

The Government Management Committee recommends to City Council that:

1. The property tax in the amounts identified in Appendix A, under the columns entitled “Apportioned Tax” and “Apportioned Phase In/Capping”, be approved.

Decision Advice and Other Information

The Government Management Committee held a statutory hearing on Thursday, April 17, 2008, in accordance with the *City of Toronto Act, 2006*. No one appeared before the Committee.

Financial Impact

Appendix A identifies that approximately \$9,156.41 (as at March 18, 2008) in penalty/interest charges has accumulated on the tax accounts pending the initiation of the process to reallocate the taxes. This amount, and any other interest that will accumulate on the accounts pending the finalization of the process, will be written off. Funding for the write-off of the interest/penalty amount is provided for in the 2008 Tax Penalty Account (Non-Program Budget).

With the exception of the penalty/interest amounts that will be written off, the reallocation of the property taxes from one account to other accounts has no financial impact on the City of Toronto and merely serves to secure the City’s revenues.

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

Summary

In December of each year, the Municipal Property Assessment Corporation (MPAC) provides municipalities with an assessment roll containing property assessment data. The information included on the assessment roll should reflect the property’s characteristics (e.g. legal description, ownership and property class) as of November of that year. The assessment roll data is used by municipalities to calculate the following year’s property taxes.

If after the assessment roll is provided to municipalities, a property is severed and split into two or more parcels of land (e.g. when a single property is redeveloped into condominiums/townhouses/new homes), any taxes that remain unpaid on the original property (which no

longer exists once the property is re-developed) may need to be removed from it and divided amongst the newly created properties.

MPAC is responsible for providing the assessment value of the newly created properties. The City distributes the taxes from the original property to the newly created properties using the same percentage split as that used by MPAC in relation to the assessment. This process of redistributing taxes following the severance or re-development of a property is referred to as “the apportionment of taxes” and is governed by Section 322 of the City of Toronto Act, 2006 (COTA). The apportionment process does not change the total amount of taxes charged, but rather divides the taxes from the original property to the newly created properties.

The process to apportion taxes may be initiated by the Treasurer of a municipality or a property owner. The COTA requires that upon receipt of an application to reallocate taxes, Council must hold a public meeting at which the applicant and/or affected property owners may make submissions in defence of their position. Authority to hold such public meetings has been delegated to the Government Management Committee.

This report deals with 15 applications initiated by the Treasurer for the properties listed in Appendix A (attached).

Background Information

Report - Apportionment of Property Taxes - April 2008 Hearing
<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11972.pdf>
 Appendix A - GM13-6
<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11973.pdf>

GM13.7	NO AMENDMENT			Ward: All
--------	--------------	--	--	-----------

Cancellation, Reduction or Refund of Property Taxes – April 2008 Hearing

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

1. Council approve the individual tax appeals pursuant to Section 323 of the City of Toronto Act, 2006, as provided in the Detailed Hearing Report marked as Appendix A attached to the report dated March 20, 2008, from the Treasurer, excluding the following applications:

Section 323 – Appendix A

Ward No.	Appeal Number	Tax Year	Assessment Roll Number	Property Location	Reason For Adjournment	Tax Adjustment
28	20070049	2007	1904-06-1-270-00845	1 King St. W. – 4408	Under review with MPAC	\$0.00
20	200700186	2007	1906-03-3-200-01250	216 Woodville Ave.	Under review	\$0.00

Government Management Committee Report - Meeting No. 13
Considered by City Council on April 28 and 29, 2008

					with MPAC	
11	200700101	2007	1914-07-2-020-04900	965-969 Weston Rd.	Under review with MPAC	\$20,955.58
11	200800112	2007	1914-07-2-020-04950	955 Weston Rd.	Under review with MPAC	\$5,999.26
09	200700215	2007	1908-03-2-490-01200	43 Parent Ave.	Under review with MPAC	\$0.00
					TOTAL	\$26,954.84

2. Council approve the individual tax appeal applications made pursuant to section 325 of the City of Toronto Act, 2006, resulting in tax reductions totalling \$149,342.63 including reductions in Business Improvements Area charges and excluding phase-in/capping adjustments, as identified in Appendix B.

Statutory - City of Toronto Act, 2006

(March 20, 2008) Report from Treasurer

Committee Recommendations

The Government Management Committee recommends that:

1. Council approve the individual tax appeals pursuant to Section 323 of the City of Toronto Act, 2006 as provided in the Detailed Hearing Report marked as Appendix A attached to the report dated March 20, 2008 from the Treasurer, excluding the following applications:

Section 323 – Appendix A

Ward No.	Appeal Number	Tax Year	Assessment Roll Number	Property Location	Reason For Adjournment	Tax Adjustment
28	20070049	2007	1904-06-1-270-00845	1 King St. W. – 4408	Under review with MPAC	\$0.00
20	200700186	2007	1906-03-3-200-01250	216 Woodville Ave.	Under review with MPAC	\$0.00
11	200700101	2007	1914-07-2-020-04900	965-969 Weston Rd.	Under review with MPAC	\$20,955.58
11	200800112	2007	1914-07-2-020-04950	955 Weston Rd.	Under review with MPAC	\$5,999.26
09	200700215	2007	1908-03-2-490-01200	43 Parent Ave.	Under review with MPAC	\$0.00
					TOTAL	\$26,954.84

2. Council approve the individual tax appeal applications made pursuant to section 325 of the City of Toronto Act, 2006 resulting in tax reductions totalling \$149,342.63 including reductions in Business Improvements Area charges and excluding phase-in/capping adjustments, as identified in Appendix B.

Decision Advice and Other Information

The Government Management Committee held a statutory hearing on Thursday, April 17, 2008, in accordance with the City of Toronto Act, 2006. No one appeared before the Committee.

Financial Impact

The financial impact of approving the individual tax appeal applications (excluding phase-in/capping adjustments), as identified in Appendices A and B, attached, is summarized Table 1 below:

Table 1: Appeals Summary

Appendix	No. of Applications	Recommended Tax Reduction Total	City Share	Education Share	BIA
A	117	\$1,305,353.31	\$699,196.08	\$599,601.48	\$6,555.75
B	42	\$ 149,342.63	\$ 90,898.39	\$ 56,730.34	\$1,713.90
Total	159	\$1,454,695.94	\$790,094.47	\$656,331.82	\$8,269.65

The City's share of \$790,094.47 will be funded from the 2008 Tax Deficiency Account (Non-Program Budget). The education share of \$656,331.82 will be recovered from the province/school boards, and the Business Improvement Area (BIA) reductions of \$8,269.65 will be funded from the respective BIA provision.

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

Summary

This report deals with tax appeal applications made to the Treasurer pursuant to sections 323 and 325 of the City of Toronto Act, 2006 (COTA). In particular, section 323 permits Council to cancel, reduce or refund taxes in cases when, during the year, a property undergoes changes such as when it is destroyed by fire or demolished, becomes exempt from taxation, or is reclassified due to a change in its use. Under section 325 of the COTA, taxpayers can request a cancellation, reduction or refund of taxes when an error in the assessment roll is identified which results in an overcharge.

The legislation requires Council to hold a public meeting where the applicants may make submission in defence of their position. Council has delegated authority to hold such public meetings to the Government Management Committee.

Staff have mailed Notices of Hearing to affected taxpayers and recommend approval of the applications as listed in Appendices A and B.

Background Information

Report - Cancellation, Reduction or Refund of Property Taxes - April 2008 Hearing
<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11974.pdf>

Appendix A - GM13-7

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11975.pdf>

Appendix B - GM13-7

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11976.pdf>

GM13.8	REFERRED			Ward: All
--------	----------	--	--	-----------

Termination of Mr. Vending Inc. License Agreement

City Council Decision

City Council on April 28 and 29, 2008, 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.

Government Management Committee Report - Meeting No. 13
Considered by City Council on April 28 and 29, 2008

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.”

(April 1, 2008) Report from General Manager, Parks, Forestry and Recreation

Committee Recommendations

The Government Management Committee recommends that:

1. A Request for Proposal 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.
2. “100% Healthy Snack Choices” be included in the evaluation process for awarding this RFP.
3. The highest ranking proponent be awarded first choice of all Districts, or a combination of Scarborough and Toronto East York Districts or North York and Etobicoke York Districts. If necessary, the second place proponent will be awarded the remaining Districts.
4. The City Solicitor be authorized to commence legal proceedings against Mr. Vending, to appeal any orders, and settle the claim, if in the City Solicitor’s view, it is in the City’s interest to do so.

Financial Impact

The License Agreement with Mr. Vending required guaranteed payments of \$185,000 per year. In addition to this annual payment, an exclusive rights fee in the amount of \$20,000 was to be paid within sixty days of the execution of the agreement. The exclusive rights payment of

\$20,000 was made on October 13, 2006 and the first payment towards the 2006 year was made on February 5, 2007 in the amount of \$90,000. Further payment in the amount of \$11,250 was made on September 27, 2007. This was the final payment received from Mr. Vending.

As of the termination date of March 10, 2008, Mr. Vending owed approximately \$293,000 as per the terms of the agreement; \$42,000 from 2006, \$185,000 from 2007 and \$66,000 from 2008. Due to the termination of this agreement, no revenue will be realized in 2008 until a new agreement is in place. For the balance of 2008, \$119,000 would have been anticipated under the terminated contract, but until a new contract is in place, future revenue cannot be estimated.

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

Summary

The purpose of this report is to advise the Government Management Committee with respect to the termination of the License Agreement with Mr. Vending Inc. as of March 10, 2008. This License Agreement is for Request for Proposal (RFP) No. 0613-05-0166 for the operation of Snack and Hot Drink Vending within Parks, Forestry and Recreation facility locations in all Districts. This agreement commenced on November 1, 2005 for a term of five years plus a three year option.

It is recommended that a new RFP 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.

This report highlights proposed changes from the previous RFP relating to healthy snacks.

Background Information

Report - Termination of Mr. Vending Inc. License Agreement
<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11977.pdf>

GM13.11	NO AMENDMENT			Ward: All
---------	--------------	--	--	-----------

Natural Gas Supply Arrangements

City Council Decision

City Council on April 28 and 29, 2008, 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.

(April 3, 2008) Report from Chief Corporate Officer and Director of Purchasing and Materials Management

Committee Recommendations

The Government Management Committee recommends to City Council that:

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.

Financial Impact

Approving the recommendations would enhance City staff's ability to better manage the City's overall natural gas costs, along with its exposure to market risks. Although there will be some administrative costs associated with the management of the City's natural gas supply arrangements, such as consulting costs, they are expected to be relatively insignificant (approximately \$15,000 per year). The resultant potential annual cost avoidance ranges from

\$200,000 to \$300,000, based on current estimates and current market conditions.

Funding for the cost of natural gas will continue to be addressed in the annual operating budgets of City divisions, agencies, boards, commissions, and of the Toronto Community Housing Corporation.

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

Summary

The purpose of this report is to seek an amendment to existing authorities in order to permit an improved management of the City’s natural gas supply arrangements by enhancing the diversification of the City’s natural gas portfolio.

Background Information

Report - Natural Gas Supply Arrangements
<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11980.pdf>

GM13.12	AMENDED			
---------	---------	--	--	--

Toronto Sun Rent Arrears and Lease Rates for Media Offices

City Council Decision

City Council on April 28 and 29, 2008, 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.

(March 12, 2008) Member Motion from Councillor Moscoe, seconded by Councillor Augimeri.

Committee Recommendations

The Government Management Committee recommends that:

1. City Council advise the media tenant 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 that in the event the media tenant again falls into arrears of rent, to evoke the five day provision of the rental agreement with the media tenant and serve notice to vacate the premises.
3. The lease rates for media offices be increased to full market value at the end of this agreement which expires December 2008.

Financial Impact

Council also considered a a Financial Impact Statement (March 4, 2008) from the Deputy City Manager and Chief Financial Officer

Summary

Rent charged to the Press Gallery is \$17/sq. ft. which is 50 percent of the going market rate. This rent rate was set by Council in 1998 and the leases are scheduled to expire on December 31, 2008. Collecting rent from the Toronto Sun has been difficult (as demonstrated in the attached documents) and it is my understanding that the Toronto Sun has only recently rushed in payment of 3 months of arrears in anticipation of this Notice of Motion. Taxpayers should not be expected to subsidize the Toronto Sun.

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>

Speaker

Councillor Howard Moscoe

GM13.13	REFERRED			Ward: 10
---------	----------	--	--	----------

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

City Council Decision

City Council on April 28 and 29, 2008, referred this Item back to the Government Management Committee for further consideration.

(April 10, 2008) Report from General Manager, Parks, Forestry and Recreation

Committee Recommendations

The Government Management Committee recommends to City Council that authority be granted to negotiate and enter into a Sub-Lease Agreement for a term of twenty (20) years with the North York Hearts Soccer Club Inc. at a nominal Sub-Lease Fee of One Dollar (\$1.00) per annum for the duration of the term, for the construction and installation of a 25 x 40 square foot pre-engineered metal storage shed secured on a concrete foundation located on the north-west side of Esther Shiner Stadium (the Stadium), municipally known as 5720 Bathurst Street and owned by the Toronto District School Board, and which will be reserved for exclusive use by the North York Hearts Soccer Club Inc. for the sole purpose of storing soccer equipment, uniforms, and other soccer materials, and in accordance with terms and conditions set out in Appendix "A" to this report and such other terms and conditions as are acceptable to the General Manager of Parks, Forestry and Recreation, and all in a form and content satisfactory to the City Solicitor.

Decision Advice and Other Information

The Government Management Committee advises having requested the General Manager, Parks, Forestry and Recreation, to report back to the Government Management Committee on a criteria for the use of the storage shed.

Financial Impact

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

Summary

The purpose of this report is to request Council authority to negotiate and enter into a twenty (20) year Sub-Lease Agreement for the installation and exclusive use by the North York Hearts Soccer Club Inc. (the Club) of a 25 x 40 square foot pre-engineered metal storage shed at the north-west corner of Esther Shiner Stadium.

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>

Speakers

Councillor Ford
 Councillor Moscoe

GM13.14	NO AMENDMENT			Ward: 5
---------	--------------	--	--	---------

Development of Bloor/Islington Lands

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

1. The Chief Corporate Officer be authorized to undertake the required implementing steps and to offer those portions of the Bloor/Islington lands, described as portions of Parts 1, 2, and 3 on Sketch PS 2006-088 that are determined to be surplus to municipal requirements, for sale on the open market as soon as reasonably possible, on such terms as are acceptable to the Chief Corporate Officer.
2. The Option 1 marketing strategy be pursued to offer the whole property to the open market subject to provision for a phased closing, with Phase 1 Lands to be conveyed as soon as possible and Phase 2 Lands to be conveyed upon the TTC vacating and decommissioning the property.
3. City Council approve, as the approving authority under the provisions of the Expropriations Act, the disposal of the Property without giving the prior owners the first chance to repurchase the Property.
4. The Chief Corporate Officer report to the Government Management Committee on the preferred offer that is received as a result of the marketing process.
5. The Chief Corporate Officer ensure that a marketing plan for the site focus on its redevelopment to include a significant office/commercial employment component.
6. Preference be given to future offers that include a commitment to develop the site to include a significant office/commercial employment component and, if the purchaser fails to do so, to re-convey the property to the City.
7. The Chief Corporate Officer consult with the Economic Development Division and TEDCO on strategies to attract the preferred type of development to the site and consider proposals from TEDCO prior to listing the property through a broker in the fall of 2008.

(April 2, 2008) Report from Chief Corporate Officer

Committee Recommendations

The Government Management Committee recommends that:

1. The Chief Corporate Officer be authorized to undertake the required implementing steps and to offer those portions of the Bloor/Islington lands, described as portions of Parts 1, 2, and 3 on Sketch PS 2006-088, that are determined to be surplus to municipal requirements for sale on the open market as soon as reasonably possible, on such terms as are acceptable to the Chief Corporate Officer.
2. The Option 1 marketing strategy be pursued to offer the whole property to the open market subject to provision for a phased closing, with Phase 1 Lands to be conveyed as soon as possible and Phase 2 Lands to be conveyed upon the TTC vacating and decommissioning the property.

3. City Council approve, as the approving authority under the provisions of the *Expropriations Act*, the disposal of the Property without giving the prior owners the first chance to repurchase the Property.
4. The Chief Corporate Officer report to the Government Management Committee on the preferred offer that is received as a result of the marketing process.
5. The Chief Corporate Officer ensure that a marketing plan for the site focus on its redevelopment to include a significant office/commercial employment component.
6. Preference be given to future offers that include a commitment to develop the site to include a significant office/commercial employment component and, if the purchaser fails to do so, to re-convey the property to the City.
7. The Chief Corporate Officer consult with the Economic Development Division and TEDCO on strategies to attract the preferred type of development to the site and consider proposals from TEDCO prior to listing the property through a broker in the fall of 2008.

Financial Impact

Revenue would be generated from the completion of the sale transaction which would be used to reimburse funds drawn from the Land Acquisition Reserve Fund (LARF) to fund the Islington portion of the K/I Initiative.

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

Summary

This report presents a strategic marketing plan for the Bloor/Islington lands to optimize revenue from the sale of the property and advance the objectives of the Etobicoke City Centre Secondary Plan. The Bloor/Islington property is comprised of a western portion occupied by commuter parking and the former Royal Canadian Legion building, the Phase 1 Lands, and an eastern portion occupied by the existing Islington bus terminal and Passenger Pick-up and Drop Off facility (PPUDO), the Phase 2 Lands. One of the objectives of the Kipling/Islington Redevelopment Initiative (K/I Initiative) is to make the Bloor/Islington lands available for redevelopment through the completion of construction and relocation of transit services to the new Islington bus terminal and PPUDO to the north of their present location and the relocation of Mississauga Transit operations to a new inter-regional bus terminal being constructed in the Kipling station area, scheduled for completion in 2011.

The proposed method of disposal of the Bloor/Islington lands is to list the property for sale with a major commercial real estate broker. There are still a number of steps that must be taken to prepare the lands for marketing in advance of the completion of the new Islington terminal, as the Phase 2 Lands could only be released from TTC operational requirements and become available for occupation by a Purchaser when the existing Islington bus terminal is vacated and decommissioned.

Background Information

Report - Development of Bloor/Islington Lands

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11983.pdf>)

14a Development of Bloor/Islington Lands

(April 17, 2008) Memo from Councillor Milczyn.

Summary

Supporting the redevelopment of the site and the declaration as surplus of all lands not required for Toronto Transit Commission Purposes.

Background Information

Memorandum from Councillor Milczyn respecting Development of Bloor/Islington Lands

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12201.pdf>)

GM13.15	NO AMENDMENT			Ward: 26
---------	--------------	--	--	----------

Grant of Temporary Easement to the Toronto District School Board in a Portion of Flemingdon Park

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motion:

1. Council grant authority to enter into a twenty (20) year temporary easement agreement with TDSB, without any rights of renewal, in a portion of the City-owned Flemingdon Park, being Part of Block M, Plan M834 (the "Property"), as shown on Appendix "B", substantially on the terms and conditions outlined in Appendix "A" and on such further terms as may be acceptable to the Chief Corporate Officer and in a form satisfactory to the City Solicitor.

(April 1, 2008) Report from Chief Corporate Officer

Committee Recommendations

The Government Management Committee recommends that:

1. Council grant authority to enter into a twenty (20) year temporary easement agreement with TDSB, without any rights of renewal, in a portion of the City-owned Flemingdon Park, being Part of Block M, Plan M834 (the "Property"), as shown on Appendix "B", substantially on the terms and conditions outlined in Appendix "A" and on such further terms as may be acceptable to the Chief Corporate Officer and in a form satisfactory to

the City Solicitor.

Financial Impact

The twenty-year easement is being granted to TDSB for nominal consideration in return for TDSB taking on the responsibility to maintain the asphalt walkway and retaining wall located on the Property at its own cost. This will result in savings of approximately \$12,000 over the term to the City in terms of maintenance and further improvements to the asphalt walkway and retaining wall.

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

Summary

The purpose of this report is to obtain authority to grant a temporary easement to the Toronto District School Board ("TDSB") in a portion of Flemingdon Park for a term of 20 years without any rights of renewal, for the purpose of maintaining that part of the asphalt walkway and retaining wall located on City-owned lands connecting Grenoble Public School with the park.

Background Information

Report - Grant of Temporary Easement to the Toronto District School Board in a Portion of Flemingdon Park

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11984.pdf>

Appendix B - GM13-15

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11985.pdf>

GM13.16	NO AMENDMENT			Ward: 25
---------	--------------	--	--	----------

Grant of Temporary Easement to Enbridge Gas Distribution In a Portion of CN Leaside Park at Overland Drive

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motion:

1. Council grant authority to enter into a ten (10) year temporary easement agreement with Enbridge Gas Distribution Inc. for a buried NPS 6 gas pipeline, without any rights of renewal, in consideration for the sum of \$3,500.00 paid to the City, in a portion of CN Leaside Spur Park, being a portion of Parts 4, 5 & 6 on Plan 64R-17106, also shown as Part 1 on Sketch No. PS-2008-047 and on Appendix "B" attached (the "Property"), substantially on the terms and conditions outlined in Appendix "A" and on such further terms as may be acceptable to the Chief Corporate Officer or in a form satisfactory to the City Solicitor.

(April 1, 2008) Report from Chief Corporate Officer

Committee Recommendations

The Government Management Committee recommends that:

1. Council grant authority to enter into a ten (10) year temporary easement agreement with Enbridge Gas Distribution Inc. for a buried NPS 6 gas pipeline, without any rights of renewal, in consideration for the sum of \$3,500.00 paid to the City, in a portion of CN Leaside Spur Park, being a portion of Parts 4, 5 & 6 on Plan 64R-17106, also shown as Part 1 on Sketch No. PS-2008-047 and on Appendix "B" attached (the "Property"), substantially on the terms and conditions outlined in Appendix "A" and on such further terms as may be acceptable to the Chief Corporate Officer or in a form satisfactory to the City Solicitor.

Financial Impact

Revenue in the amount of \$3,500.00 plus GST if applicable, is anticipated.

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

Summary

The purpose of this report is to obtain authority to grant a temporary easement to Enbridge Gas Distribution Inc. ("Enbridge") in a portion of CN Leaside Spur Park at Overland Drive for a term of 10 years without any rights of renewal, shown as Part 1 on Sketch No. PS-2008-047 and on Appendix "B" attached.

Background Information

Report - Grant of Temporary Easement to Enbridge Gas Distribution in a Portion of CN Leaside Park at Overland Drive

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11986.pdf>

Appendix B - GM13.16

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12179.pdf>

GM13.17	NO AMENDMENT			Ward: 11
---------	--------------	--	--	----------

Proceeding with the Transfer of a Part of 301 Rockcliffe Boulevard to the City of Toronto Economic Development Corporation ("TEDCO")

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

1. Authority be granted to enter into an agreement with TEDCO to transfer the City-owned land municipally known as part of 301 Rockcliffe Boulevard, being Part of Lot 37, Concession 3 From The Bay, City of Toronto (formerly City of York), being Blocks 5 and 6 on Plan 66M-2324, and shown as Parts 1 and 2 on Sketch

- No. PS-2006-001, subject to such easements or other property interests as may be required for municipal services and utilities located thereon (the "Property"), for nominal consideration, together with any applicable taxes and registration costs, substantially on the terms and conditions set out in Appendix "A" to this report and on such other terms and conditions as may be approved by the Chief Corporate Officer, in a form satisfactory to the City Solicitor (the "Transfer Agreement") and to complete the transactions provided for in the Transfer Agreement.
2. Each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to execute the Transfer Agreement on behalf of the City.
 3. The City Solicitor be authorized to complete the transaction(s) on behalf of the City, including making payment of any necessary expenses and amending and/or waiving the closing and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
 4. The interim findings of the Yard Study be provided to Members of Council on request.
 5. Consultation be held with Members of Council on the interim findings of the Yard Study as it pertains to their Ward.
 6. The Chief Corporate Officer be requested to prepare a policy paper that relates to income derived from transferred lands when lands are transferred to City-operated agencies, boards and commissions, such policy to address environmental issues.
 7. A draft of this policy be provided to the Executive Committee no later than September 2008.

(March 28, 2008) Report from Chief Corporate Officer

Committee Recommendations

The Government Management Committee recommends that:

1. Authority be granted to enter into an agreement with TEDCO to transfer the City owned land municipally known as part of 301 Rockcliffe Boulevard, being Part of Lot 37, Concession 3 From The Bay, City of Toronto (formerly City of York), being Blocks 5 and 6 on Plan 66M-2324, and shown as Parts 1 and 2 on Sketch No. PS-2006-001, subject to such easements or other property interests as may be required for municipal services and utilities located thereon (the "Property"), for nominal consideration, together with any applicable taxes and registration costs, substantially on the terms and conditions set out in Appendix "A" to this report and on such other terms and conditions as may be approved by the Chief Corporate Officer, in a form satisfactory to the City Solicitor (the "Transfer Agreement") and to complete the transactions provided for in the Transfer Agreement.

2. Each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to execute the Transfer Agreement on behalf of the City.
3. The City Solicitor be authorized to complete the transaction(s) on behalf of the City, including making payment of any necessary expenses and amending and/or waiving the closing and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
4. The interim findings of the Yard Study be provided to Members of Council on request.
5. Consultation be held with Members of Council on the interim findings of the Yard Study as it pertains to their Ward.
6. The Chief Corporate Officer be requested to prepare a policy paper that relates to income derived from transferred lands when lands are transferred to City operated agencies, boards and commissions, such policy to address environmental issues.
7. A draft of this policy be provided to the Executive Committee no later than September 2008.

Financial Impact

No revenue will be generated as a result of the transfer to TEDCO as the Property is to be transferred for nominal consideration. TEDCO will be responsible for any applicable Land Transfer Tax, GST and registration costs.

TEDCO will also assume responsibility for all costs associated with remediation and development of the Property. Due to significant environmental issues with the Property, all future revenues, if any, that TEDCO receives from the development of the Property will remain with TEDCO.

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

Summary

On May 16, 2006, the Joint Policy and Finance and Administration Committee postponed consideration of the May 2, 2006 report of the Chief Corporate Officer regarding the transfer of part of 301 Rockcliffe Boulevard to the City of Toronto Economic Development Corporation ("TEDCO"), pending the results of the Etobicoke York District Yard Consolidation Study (the "Yard Study").

This report requests authority to proceed with the transfer of a portion of 301 Rockcliffe Boulevard to TEDCO, as the interim findings of the Yard Study are that these lands will not be required for any potential yard purposes. TEDCO has requested that the transfer proceed as soon as possible, as it has potential users for the property.

Background Information

Report - Proceeding with the Transfer of a Part of 301 Rockcliffe Boulevard to the City of Toronto Economic Development Corporation ("TEDCO")
<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11987.pdf>

Speaker

Councillor Moscoe

GM13.18	AMENDED			Ward: 17
---------	---------	--	--	----------

Expropriation of Portions of 1797 St. Clair Avenue West

City Council Decision

City Council on April 28 and 29, 2008, 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.

(April 1, 2008) Report from Chief Corporate Officer

Committee Recommendations

The Government Management Committee recommends that:

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 & 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. Leave be granted for the introduction of the necessary Bill in Council.

Decision Advice and Other Information

The Government Management Committee requested the Chief Corporate Officer to consult with the local Councillor and staff of affected divisions (including Clean and Beautiful City), and report back to the next Government Management Committee meeting on May 15, 2008, on the expropriation of parts 3 and 4 to a depth of 2 metres.

Financial Impact

Funding for property acquisitions for the St. Clair Avenue West road widening purposes has been previously approved as part of the St. Clair Avenue Transit Improvement Project and it is available in the 2008 Capital Budget for Transportation Services, -account CTP806-30-06. Once known, the expropriation costs for the subject property interests will be reported back, together with sources for their funding.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with

the financial impact information.

Summary

To seek approval for the expropriation of portions of 1797 St. Clair Avenue West for road widening purposes to accommodate St. Clair Avenue West transit improvements.

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>)

GM13.19	AMENDED			Ward: 5
---------	---------	--	--	---------

Expropriation of 5341 Dundas Street West - Kipling Redevelopment Initiative

City Council Decision

City Council on April 28 and 29, 2008, 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.

(March 27, 2008) Report from Chief Corporate Officer

Committee Recommendations

The Government Management Committee recommends that:

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. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto."

Financial Impact

The expropriation of 5341 Dundas Street West is for the purposes of the new interregional terminal to be constructed on the TTC Kipling Station lands as part of the Kipling/Islington Redevelopment Initiative approved by Council in 2007. Funding for this expropriation is available in the 2008 Approved Capital Budget for TTC, account CTT 130.

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

Summary

This report seeks approval for the expropriation of 5341 Dundas Street West (the "Property") for the purposes of establishing a new driveway entrance to the new inter-regional terminal to be constructed on the TTC Kipling Station lands as part of the Kipling/Islington

Redevelopment Initiative (the “K/I Initiative”).

Background Information

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

GM13.20	NO AMENDMENT			Ward: 28
---------	--------------	--	--	----------

Acquisition of a Portion of 30 Regent Street

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

1. The Offer to Sell from Toronto Community Housing Corporation (“TCHC”) for the property known as part of 30 Regent Street, more particularly described as being Part of PIN 21080-0400 (LT) part of Lots 13 and 14, West Side of Regent Street Plan D100, City of Toronto, and shown more or less as Part 1 on the attached Sketch PS-2008-030 (the “Property”), for nominal consideration, be accepted substantially on the terms and conditions outlined in Appendix “A” to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer to Sell on behalf of the City.
2. The transfer of the Property by TCHC to the City be approved by the City of Toronto, in its capacity as Shareholder, pursuant to section (6.3.1)(b) of the Shareholder Direction (the “Shareholder Direction”) contained in Clause 1 of Joint Report 1 of the Policy and Finance Committee and the Community Services Committee adopted by Council, as amended, at its meeting held on October 2, 3 and 4, 2001.
3. The City enter into an amending agreement with TCHC in respect of the Social Housing Agreement registered against the Property and the remainder of 30 Regent Street as Instrument No. AT738616 (the “SHA”) to provide that the SHA does not extend to or bind the Property, to update the appraised value of the remainder of 30 Regent Street as it is referred to in the SHA, together with any other necessary changes to give effect thereto, as approved by the Chief Corporate Officer and in form acceptable to the City Solicitor.
4. The City execute and deliver such partial discharges, releases, surrenders, or consents in respect of the SHA and the appurtenant Restrictive Covenant registered as Instrument No. AT738625, in a form satisfactory to the City Solicitor, such that these encumbrances will remain only on the remainder of 30 Regent Street and the Property will be free from these encumbrances.
5. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she

may from time to time consider reasonable.

6. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(April 8, 2008) Report from Chief Corporate Officer

Committee Recommendations

The Government Management Committee recommends that:

1. The Offer to Sell from Toronto Community Housing Corporation ("TCHC") for the property known as part of 30 Regent Street, more particularly described as being Part of PIN 21080-0400 (LT) part of Lots 13 and 14, West Side of Regent Street Plan D100, City of Toronto, and shown more or less as Part 1 on the attached Sketch PS-2008-030 (the "Property"), for nominal consideration, be accepted substantially on the terms and conditions outlined in Appendix "A" to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer to Sell on behalf of the City.
2. The transfer of the Property by TCHC to the City be approved by the City of Toronto, in its capacity as Shareholder, pursuant to section (6.3.1)(b) of the Shareholder Direction (the "Shareholder Direction") contained in Clause No. 1 of Joint Report No. 1 of the Policy and Finance Committee and the Community Services Committee adopted by Council, as amended, at its meeting held on October 2, 3, and 4, 2001.
3. The City enter into an amending agreement with TCHC in respect of the Social Housing Agreement registered against the Property and the remainder of 30 Regent Street as Instrument No. AT738616 (the "SHA ") to provide that the SHA does not extend to or bind the Property, to update the appraised value of the remainder of 30 Regent Street as it is referred to in the SHA, together with any other necessary changes to give effect thereto, as approved by the Chief Corporate Officer and in form acceptable to the City Solicitor.
4. The City execute and deliver such partial discharges, releases, surrenders, or consents in respect of the SHA and the appurtenant Restrictive Covenant registered as Instrument No. AT738625, in a form satisfactory to the City Solicitor, such that these encumbrances will remain only on the remainder of 30 Regent Street and the Property will be free from these encumbrances.
5. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
6. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

Financial Impact

Although the Property will be conveyed for nominal consideration, the Land Transfer Tax will be based on the fair market value of the Property at the time of registration of the transfer deed, because the transaction is a conveyance by a corporation (TCHC) to its shareholder (the City). The funds for the Land Transfer Tax in the amount of approximately \$11,700.00 are available in the 2008 Approved Operating Budget for Children's Services (E9011Z).

TCHC will build the facility with additional space for two community agencies currently providing service in the Regent Park. Terms and conditions of a construction contract are currently under negotiations between TCHC and Children's Services and the Offer to Sell is conditional on the approval of the project budget by the City. Funds in the amount of \$1,650,000.00 are allocated in the Children's Services 2008 Capital Budget for the Regent Park Child Care Centre Replacement Project.

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

Summary

The Regent Park Child Care Centre, currently located at 600 Dundas Street West is going to be displaced as a result of Phase 2 of the Regent Park Revitalization Initiative. Children Services has identified a portion of 30 Regent Street as a suitable replacement site for the Child Care Centre.

Negotiations with the Toronto Community Housing Corporation (TCHC) have resulted in a recommendable offer, the salient facts of which are attached as Appendix A to this report.

Background Information

Report - Acquisition of a Portion of 30 Regent Street

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12136.pdf>)

Appendix A - Terms and Conditions respecting Acquisition of a Portion of 30 Regent Street

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12137.pdf>)

Appendix B - Site Sketch respecting Acquisition of a Portion of 30 Regent Street

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12138.pdf>)

20a Acquisition of a Portion of 30 Regent Street

(April 1, 2008) Report from Chief Corporate Officer

Financial Impact

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

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

Summary

The purpose of this report is to advise that a staff action report regarding the proposed acquisition of part of 30 Regent Street, from the Toronto Community Housing Corporation (TCHC) is being prepared for the supplementary agenda.

Background Information

Report - Acquisition of a Portion of 30 Regent Street

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12145.pdf>)

Appendix A - Location Map respecting Acquisition of a Portion of 30 Regent Street

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12146.pdf>)

GM13.21	NO AMENDMENT			Ward: 28
---------	--------------	--	--	----------

Amendment to the Lease Agreement with the Queen City Yacht Club**City Council Decision**

City Council on April 28 and 29, 2008, adopted the following motion:

1. Authority be granted to amend the Lease Agreement with the Queen City Yacht Club ("QCYC") generally in accordance with the proposed terms and conditions set out in Appendix "A" of this report and on such other terms and conditions as may be satisfactory to the General Manager of Parks, Forestry and Recreation and in a form and content acceptable to the City Solicitor.

(April 2, 2008) Report from General Manager, Parks, Forestry and Recreation

Committee Recommendations

The Government Management Committee recommends to City Council that:

1. Authority be granted to amend the Lease Agreement with the Queen City Yacht Club ("QCYC") generally in accordance with the proposed terms and conditions set out in Appendix "A" of this report and on such other terms and conditions as may be satisfactory to the General Manager of Parks, Forestry and Recreation and in a form and content acceptable to the City Solicitor.

Financial Impact

Queen City Yacht Club Lease Fee

Boating Season	August 1, 2007 - July 31, 2008	August 1, 2008 - July 31, 2009, Without 6 Additional Docks	August 1, 2008 - July 31, 2009, With 6 Additional Docks
Land Area	3.55 acres	3.55 acres	3.55 acres

Government Management Committee Report - Meeting No. 13
 Considered by City Council on April 28 and 29, 2008

Water Area	1.61 acres	1.61 acres	1.78 acres
Total Leased Area	5.16 acres	5.16 acres	5.33 acres
Rental Rate Per Acre	\$3,102.86	\$3,161.81	\$3,161.81
Lease Fee	\$16,010.76	\$16,314.94	\$16,852.45

The approval of the proposed additional docks will result in a revenue increase for the August 1, 2008 - July 31, 2009, boating season of \$537.51.

At no cost to the City, Queen City Yacht Club shall install 6 additional docks at the northern end of the current line of existing docks on Ward's Island (eastern) side of the Queen City Yacht Club lagoon.

The revenue budget for rental for this site will be reviewed during preparation of the 2009 Operating Budget.

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

Summary

This report requests Council's authority to amend the Lease Agreement with the Queen City Yacht Club (QCYC) to allow for the installation of six (6) additional docks at the northern end of the current line of existing docks on Ward's Island (eastern) side of the Queen City Yacht Club lagoon.

Council's approval for the installation of six (6) additional docks shall ensure the financial viability of the Queen City Yacht Club. The Queen City Yacht Club will be able to market to new members and maintain existing members. The installation of the six (6) additional docks will be at no cost to the City and provide additional revenue to Parks, Forestry and Recreation.

Background Information

Report - Amendment to the Lease Agreement with the Queen City Yacht Club
<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12013.pdf>

Appendix B - GM13-21

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12014.pdf>

GM13.24	NO AMENDMENT			Ward: 27
---------	--------------	--	--	----------

Lease Renewal - Ground Floor Space - 111 Wellesley Street East

City Council Decision

City Council on April 28 and 29, 2008, 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.

(March 17, 2008) Report from Chief Corporate Officer

Committee Recommendations

The Government Management Committee recommends that:

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.

Financial Impact

This lease will generate net revenue of \$31,812.00 per year, for a total of \$159,060.00 for the five (5) year term of the lease, commencing on April 1, 2008. This represents an annual increase of \$3,780.00 (\$2,835.00 in 2008), for a total of \$18,900.00 over the five year term of the lease. The realty taxes are paid directly by the lessee to TCHC.

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

Summary

The purpose of this Report is to obtain Council's authority to renew the existing commercial lease with Mr. Yang Sun Kim for approximately 1,200 square feet of ground floor space at 111 Wellesley Street for the purposes of a convenience store.

Yang Sun Kim has exercised his right to renew the existing lease for a further term of five (5)

years, effective April 1, 2008.

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>)

Speaker

Councillor Ford

GM13.25	NO AMENDMENT			Ward: All
---------	--------------	--	--	-----------

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

City Council Decision

City Council on April 28 and 29, 2008, 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.

(February 28, 2008) Report from City Solicitor

Committee Recommendations

The Government Management Committee recommends that:

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.

- The appropriate City Officials be authorized and directed to take the necessary action to give effect hereto.

Financial Impact

The Recommendations will have no financial impact beyond what has already been approved in the current year's budget.

Summary

This report is to obtain authority to initiate litigation against KKK and/or GS to recover outstanding accommodation costs owing to Homes for the Aged in the amount of \$1,515.45, plus interest and costs.

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>)

GM13.26	AMENDED			Ward: All
---------	---------	--	--	-----------

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

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

- 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.
- The appropriate City officials be authorized and directed to take the necessary action to give effect hereto.
- 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.

(March 14, 2008) Report from City Solicitor

Committee Recommendations

The Government Management Committee recommends that:

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.

Financial Impact

The Recommendations will have no financial impact beyond what has already been approved in the current year's budget.

Summary

This report is to obtain ratification of all steps taken to date to initiate litigation against Bell Canada (the "Company") to recover unpaid amounts originally totalling \$296,378.70, but currently totalling \$126,787.45 as explained below, plus interest and costs owing for contracted road work.

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>

GM13.28	NO AMENDMENT			Ward: All
---------	--------------	--	--	-----------

Routine Records Retention By-law Amendment

City Council Decision

City Council on April 28 and 29, 2008, adopted the following motions:

1. City Council amend Municipal Code c.217, Records, Corporate (City) to clarify its

organization and provisions and to update the Committee named to receive this report substantially in the form of the draft by-law in Appendix 1, and revising the records series schedules as noted in Appendix 2 and adding the new record series detailed Appendix 3.

2. City Council repeal record retention by-laws of former municipalities as set out in Appendix 4.
3. City Council grant authority to introduce the necessary bills in Council to give effect to the foregoing.
4. City Council authorize the appropriate City of Toronto officials to take the necessary action to give effect thereto.

(March 26, 2008) Report from City Clerk

Committee Recommendations

The Government Management Committee recommends that City Council:

1. Amend Municipal Code c.217, Records, Corporate (City) to clarify its organization and provisions and to update the Committee named to receive this report substantially in the form of the draft by-law in Appendix 1, and revising the records series schedules as noted in Appendix 2 and adding the new record series detailed Appendix 3.
2. Repeal record retention by-laws of former municipalities as set out in Appendix 4.
3. Grant authority to introduce the necessary bills in the City Council to give effect to the foregoing, and
4. Authorize the appropriate City of Toronto officials to take the necessary action to give effect thereto.

Financial Impact

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

Summary

This report requests City Council's approval for routine amendments to the City's record retention by-law, Municipal Code c.217, Records, Corporate (City) and related by-laws. These amendments clarify the organization and provisions of the bylaw, revise existing record retention schedules, add new schedules, and repeal superseded retention schedules of the former municipalities. The City's Records Retention Committee, comprised of representatives from Legal Services, Internal Audit, and the City Clerk's Office, and an external auditor concur with the recommendations in this report. The inclusion in the by-law of new record retention schedules that supersede those of the former municipalities enables consistent administration of

the City's information.

Unmanaged information is a liability for the creator and custodian. Establishing retention schedules is a fundamental tool to reduce risk and support effective and efficient asset management of the City's information. The volume of stored records is at over 99% of the Records Centre' total capacity, i.e., almost six boxes of records for every seat in the Rogers' Centre. The City of Toronto Act, 2006 requires that retention schedules must be authorized before the records they govern can be disposed of. Timely destruction of records that have completed their scheduled retention period protects the City's legal interests, protects the interests of citizens especially through protection of their privacy, and reduces administrative costs for storage and retrieval while contributing to effective access to relevant and current information by City administrators and citizens.

Background Information

Report - Routine Records Retention Bylaw Amendment

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12021.pdf>

Submitted Thursday, April 17, 2008

Deputy Speaker Councillor Gloria Lindsay Luby, Chair, Government Management Committee