
Public Works and Infrastructure Committee

Meeting No.	20	Contact	Rosalind Dyers, Committee Administrator
Meeting Date	Wednesday, November 12, 2008	Phone	416-392-8018
Start Time	9:30 AM	E-mail	pwic@toronto.ca
Location	Committee Room 1, City Hall		

Public Works and Infrastructure Committee		
Councillor Glenn De Baeremaeker (Chair)	Councillor Shelley Carroll	Councillor Chin Lee
Councillor Adam Giambrone (Vice-Chair)	Councillor Mark Grimes	Councillor John Parker

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Declarations of Interest under the Municipal Conflict of Interest Act.**Confirmation of Minutes - October 10, 2008****Speakers/Presentations – A complete list will be distributed at the meeting****Communications/Reports**

PW20.1	ACTION			Ward: All
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Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles

(October 31, 2008) Report from the General Manager, Solid Waste Management Services.

Recommendations

The General Manager, Solid Waste Management Services recommends that:

Plastic Bags

1. Commencing June 1, 2009, the City of Toronto:
 - a. require all retailers that offer or provide to customers single-use plastic retail shopping bags (as defined in Appendix A) for the transport of purchased items at the point of sale in a retail store in the City to provide a minimum discount of \$0.10 for each single-use plastic retail shopping bag not used by the customer;
 - b. require all retailers who offer or provide single-use plastic retail shopping bags to communicate the discount to customers by:
 - i. prominent signage at the point of sale; and
 - ii. itemizing the discount on the transaction receipt (if one is issued);
 - c. require all retailers to accept the use of a reusable bag or container (as defined in Appendix A) for the transport of purchased items in lieu of single-use plastic retail shopping bags; and
 - d. ban the sale or distribution of single-use plastic retail shopping bags that are not compatible with the City of Toronto's recycling program (as described in Appendix A), including biodegradable or compostable plastic bags (as defined in Appendix A) and bags with metal grommets or other non-plastic fittings.

Hot Drink Cups

2. Commencing June 1, 2009, the City of Toronto:
 - a. require all retailers who sell hot drinks in a single-use disposable Hot Drink Cup (as defined in Appendix B) to offer, and provide, a minimum discount of \$0.20 off of the price of a hot-drink in a single-use disposable Hot Drink Cup, to every customer that purchases a hot-drink in a reusable or refillable cup (as defined in Appendix B);
 - b. require all retailers who sell hot beverages in single-use disposable cups to communicate the discount to consumers by:
 - i. prominent signage at the point of purchase; and/or
 - ii. itemizing the discount on the transaction receipt (if one is issued); and
 - c. require retailers who sell hot drinks in single-use disposable cups to sell the hot drink in an equivalent quantity by filling a reusable mug in lieu of single-use disposable cups.
3. The City of Toronto ban the sale or distribution of single-use hot drink cups (as defined in Appendix B) that are not compatible with the City of Toronto blue bin program (as described in Appendix B), by December 31, 2009.

Plastic Take-Out Food Containers:

4. The City of Toronto request food service retail representatives, foodservice trade associations and/or other foodservice stakeholders who currently use plastic take-out food containers and operate in the City, to develop, by December 31, 2010, a reusable and/or refillable take-out food container, or take-out food service protocol, which will allow customers to choose a reusable option for take-out food packaging.
5. The General Manager of Solid Waste Management Services be requested to report back to Council, by January 1, 2011, on the progress of Recommendation 4 and on the use of bans and/or financial tools on plastic take-out food containers that may be appropriate at that time.
6. The City of Toronto ban the sale or distribution of plastic take-out food containers (as defined in Appendix C) that are not compatible with the City of Toronto Blue Bin program (as described in Appendix C), by December 31, 2009.

Other Materials:

7. The General Manager of Solid Waste Management Services be authorized to report back with recommendations on additional in-store packaging materials to be considered for similar packaging reduction policies.

Bottled Water:

8. The City of Toronto:
 - a. ban the sale or distribution of bottled water at Civic Centres immediately, with due regard for any current contracts related to the purchase or sale of bottled water;
 - b. authorize and direct appropriate staff from Solid Waste Management Services, Parks, Forestry and Recreation, Facilities and Real Estate, Purchasing and Materials Management, Toronto Public Health and Toronto Water, to work together to develop and implement a program that bans the sale and distribution of bottled water at all remaining City facilities, improve accessibility to tap water at all City facilities and take into account existing contracts related to bottled water at City facilities and unique public health and safety related situations, and that this implementation be completed by December 31, 2011.

Packaging Reduction Working Group:

9. The In-Store Packaging Working Group be reconstituted as a Packaging Reduction Working Group with two primary roles:
 - a. explore the options available to the City to reduce factory packaging (i.e., packaging applied at the point of manufacture or distribution) and report on the options explored to the Public Works and Infrastructure Committee; and
 - b. explore the options available for a program where customers could remove factory packaging at the point of purchase and leave the packaging at the retail location, and that the Working Group report back to Council on the feasibility of such a program.
10. Membership of the Packaging Reduction Working Group be modified to include factory packaging and retail representatives.

Batteries, Paint Cans and Light Bulbs:

11. Savings which accrue to the City of Toronto as a result of the Waste Diversion Ontario funding of Municipal Hazardous and Special Waste be reinvested in enhanced recovery programs for those materials such as regular scheduled collection days for apartments and increased Toxic Taxes for single family residences.
12. The City Solicitor be directed to submit the necessary bills to Council to implement the above recommendations.

Financial Impact

The 2009 Recommended Operating Budget of Solid Waste Management Services includes \$0.700 million in funding allocated for developing and implementing a communication and outreach program for this initiative in the Waste Diversion Cost Centre SW0703-Waste Diversion and Planning.

Any new by-law to be developed from this initiative would involve support from Municipal Licensing and Standards (MLS). In addition, the 2009 Recommended Operating Budget of Solid Waste Management Services includes funding for 15 staff including 12 dedicated enforcement officers that will undertake a wide range of duties associated with Target 70 initiatives including enforcement of this program. The funding for these staff resources is budgeted as follows: Cost Centres SW0619- Bylaw Enforcement - District 3 & 4-Waste for \$1.021 million and SW0712- Bylaw Enforcement-District 1 & 2- Recycle for \$1.478 million. The resources required for the continued enforcement of this program will be reviewed again as part of the 2010 Operating Budget process.

The reduction of in-store packaging waste being managed by the City of Toronto will generate a cost savings, since the material will never enter the City's waste management system. Assuming, an annual reduction of 5,000 tonnes of in-store packaging waste would generate an estimated cost savings of at least \$0.500 million per year.

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

Summary

The City of Toronto has adopted the goal of diverting 70% of its waste from landfill and reducing the impact of litter on our local environment. As part of the Target 70 plan the City has taken a 3Rs approach to waste reduction and waste diversion. This report recommends incentives to reduce, reuse and ensure the recyclability of plastic retail shopping bags, hot drink cups and plastic take-out food containers. This report also measures to reduce or eliminate the use of plastic water bottles at City of Toronto facilities and recommends enhanced recovery programs for municipal hazardous and special waste.

Background Information

2008-11-12-PW20.1-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17097.pdf>)

2008-11-12-PW20.1-Appendix A - Plastic Bags

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17098.pdf>)

2008-11-12-PW20.1-Appendix B - Hot Drink Cups

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17099.pdf>)

2008-11-12-PW20.1-Appendix C- Plastic Take-out Food Containers

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17100.pdf>)

2008-11-12-PW20.1-Appendix D - Other Policy Options Explored

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17101.pdf>)

1a In-Store Packaging

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

(October 31, 2008) Report from the City Solicitor.

Recommendations

The City Solicitor recommends that:

1. Council receive the confidential attachment for information and maintain the information in the attachment as confidential pursuant to solicitor-client privilege.

Financial Impact

The recommendation of this report has no financial impact.

Summary

The confidential attachment sets out legal issues associated with the recommendations contained in the report dated October 29, 2008 from the General Manager, Solid Waste Management Services, entitled “Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles.”

The information contained in the attachment is confidential based on solicitor-client privilege and should remain confidential.

Background Information

2008-11-12-PW20.1a-Staff Report from City Solicitor

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17102.pdf>)

Communications

(October 28, 2008) letter from Heather C. Ducharme, Chair, Toronto

3RWG (PW.Main.PW20.1.1)

(November 3, 2008) letter from Joe Cressy, Polaris Institute (PW.Main.PW20.1.2)

(October 16, 2008) letter from Joseph P. Hruska, Environment and Plastics Industry Council Municipal Relations (PW.Main.PW20.1.3)

PW20.2	ACTION			Ward: All
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Amendments to Processing Fees Due to LCBO Deposit Return Program

(October 29, 2008) Report from the General Manager, Solid Waste Management Services.

Recommendations

The General Manager, Solid Waste Management Services recommends that:

1. Council approve the increase in 2008 fees for single stream recycling processing with Metro Municipal Recycling Services Inc. and Canada Fibers Ltd. as follows:
 - a. for single stream recycling processing with Metro Municipal Recycling Services Inc. by \$5.46 per tonne from the current fee of \$64.91 to \$70.37 per tonne retroactive to January 1, 2008; and
 - b. increase the single stream recycling processing fees with Canada Fibers Ltd. by \$4.12 per tonne from the current fee of \$68.90 to \$73.02 per tonne retroactive to January 1, 2008.
2. Council approve the increase in 2007 fees for single stream recycling processing with Metro Municipal Recycling Services Inc. and Canada Fibers Ltd. as follows:
 - a. the 2007 single stream recycling processing fee at Metro Municipal Recycling Services Inc. during the period of March 2007 to December 2007 be increased \$5.46 per tonne from \$63.95 to \$69.41 per tonne with retroactive compensation for a total of \$450,990.54; and
 - b. the 2007 single stream recycling processing fee at Canada Fibers Ltd. during the period of March 2007 to December 2007 be increased \$4.12 per tonne from \$67.59 to \$71.71 per tonne with retroactive compensation for a total of \$248,720.28.
3. Council authorize the General Manager, Solid Waste Management Services to enter into any necessary amending agreements with both Metro Municipal Recycling Services Inc. and Canada Fibers Ltd., on terms and conditions satisfactory to the General Manager, Solid Waste Management Services to reflect Recommendations 1 and 2 and in a form satisfactory to the City Solicitor.
4. Council direct the General Manager of Solid Waste Management Services to request that the Ontario Minister of the Environment take immediate steps to reinstate the LCBO as a Waste Diversion Ontario Blue Box Plan steward for all wine and spirit containers captured and processed through municipal blue box waste recycling systems.

Financial Impact

The 2008 approved budget for single stream recycling processing costs at Metro Municipal Recycling Services Inc. (MMRSI) is \$9,980,094.71 (Cost Centre SW0742-MRF: Single Stream - Scarborough) and at Canada Fibers Ltd. (CFL) is \$7,974,581.39 (Cost Centre SW0751-MRF: Single Stream - Dufferin) for a total of \$17,954,676.10.

The 2008 year-end projection is currently \$8,265,224.00 at MMRSI and \$6,876,547.00 at CFL for a total of \$15,141,771.00. The forecast variance is due to delayed implementation of diversion programs which reduced the budgeted tonnage and cost increases associated with these programs.

The proposed increase in processing fees will result in an estimated annual increase of \$552,218.94 for MMRSI and an increase of \$329,880.16 for CFL for a total annual estimated processing cost increase of \$882,099.10. Calculations are shown below in Table 1.

Table 1 - 2008 Estimated Costs of Proposed Fees for Projected Tonnage

	2008 Fee	Proposed Fee	Annual Increase
Metro Municipal	101,139 T X \$64.91 = \$6,564,932.49	101,139 T X 70.37 = \$7,117,151.43	\$552,218.94
Canada Fibers	80,068 T X \$68.90 = \$5,516,685.20	80,068 T X \$73.02 = \$5,846,565.36	\$329,880.16
Total	\$12,081,617.69	\$12,963,716.79	\$882,099.10

In the 2008 budget, \$875,000.00 was allocated to cover the expected fee increase attributable to the LCBO deposit return program impact. The higher proposed processing fees exceed the 2008 budget by \$7,099.10, however, given projected year-end savings and under-spending, the proposed increased processing fees can be accommodated with the approved 2008 Operating Budget (Cost Centres SW0742-4403 and SW0751-4403).

Furthermore, the implementation of the LCBO's deposit return system has actually resulted in net savings in 2008. Total savings of \$1,263,225.00 is comprised of \$869,975.00 for processing cost savings and \$393,250.00 is attributed to glass disposal savings. When the proposed fee increase of \$882,099.00 is applied, the result is a net savings of \$381,126.00 for 2008. Calculations are shown below in Table 2.

Table 2 – 2008 Estimated Operating Savings Resulting from LCBO Program

	Calculation	Annual Savings
Processing Cost Savings	13,000 T X \$66.90	\$869,975.00
Disposal Cost Savings	6,500 T X \$49.00	\$318,500.00
	6,500 T X \$11.50	<u>\$74,750.00</u> \$393,250.00
Total Savings		\$1,263,225.00
Less fee increase		(\$882,099.00)
Net Savings		\$381,126.00

Similarly, the actual retroactive costs as a result of the 2007 processing fee increase (between March 2007 and December 2007) are \$699,710.82 in total, of which \$450,990.54 is for MMRSI and \$248,720.28 is for CFL. Calculations are shown below in Table 3.

Table 3 – 2007 Actual Retroactive Costs (March 2007–December 2007)

	2007 Fee	Proposed Fee	Annual Increase
Metro Municipal	82,599 T X \$63.95 = \$5,282,206.05	82,599 T X \$69.41 = \$5,733,196.59	\$450,990.54
Canada Fibers	60,369 T X \$67.59 = \$4,080,340.71	60,369 T X \$71.71 = 4,329,060.99	\$248,720.28
Total	\$9,362,546.76	\$10,062,257.58	\$699,710.82

In anticipation of retroactive compensation caused by the impacts of the LCBO deposit return program from March 2007 to December 2007, year-end liabilities were set up to cover this impact (Cost Centres SW0742-4403 and SW0751-4403).

The implementation of the LCBO's deposit return program has also resulted in savings of \$1,147,700.00 in 2007. This total is comprised of \$657,700.00 for processing cost savings and \$490,000.00 is attributed to glass disposal savings, resulting in a net savings of \$447,989.18 for 2007. Calculations are shown below in Table 4.

Table 4 – 2007 Actual Savings (March 2007–December 2007)

	Calculation	Annual Savings
Processing Cost Savings	10,000 T X \$65.77	\$657,700.00
Disposal Cost Savings	10,000 T X \$49.00	\$490,000.00
Total Savings		\$1,147,700.00
Less fee increase		(\$699,711.00)
Net Savings		\$447,989.00

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

Summary

The purpose of this report is to request authority to amend the single stream recycling processing fees with Metro Municipal Recycling Services Inc. and Canada Fibers Ltd. to account for the impact on the processing operations caused by the decrease in the mixed broken glass tonnage resulting from the implementation of LCBO deposit return program by the Province of Ontario which became effective February 2007.

Background Information

2008-11-12-PW20.2-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17103.pdf>)

PW20.3	ACTION			Ward: All
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Negotiated Settlement with EcoMedia Direct Incorporated over Damaged Litter Bins

Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board

(October 28, 2008) Report from the General Manager, Transportation Services and the General Manager, Solid Waste Management Services.

Recommendations

The General Managers of Transportation Services and Solid Waste Management Services recommend that:

1. Council adopt the confidential instructions to staff in Attachment 1.

2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, if any settlement is finalized.

Financial Impact

The financial implications resulting from the adoption of this report are set out in Attachment 1 – Confidential Information.

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 on the results of negotiations with EcoMedia Direct Incorporated over damages incurred to litter bins placed on City streets and to receive direction in that regard as described in Attachment 1 – Confidential Information.

Background Information

2008-11-12-PW20.3-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17104.pdf>

PW20.4	ACTION			Ward: All
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Improve the Hazardous Waste Policy

(September 30, 2008) Letter from the City Clerk.

Summary

Advising that City Council on September 24 and 25, 2008, referred the following Motion MM24.8 by Councillor Del Grande, seconded by Councillor Parker, to the Public Works and Infrastructure Committee:

SUMMARY:

We have, at our transfer stations, a hazardous waste area that primarily concerns itself with limited items.

One product that does not seem to be addressed is asbestos.

Asbestos is found on radiator coverings. When we do not have a central depository for this, the asbestos will find itself in our landfill, as would other hazardous materials.

RECOMMENDATION:

1. That the General Manager, Solid Waste Management Services be requested to examine ways to increase the number of hazardous items that can be directed to our Transfer Stations and submit a report to the Public Works and Infrastructure Committee.

Background Information

2008-11-12-PW20.4-MM24.8 - Improve the Hazardous Waste Policy
<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17105.pdf>

PW20.5	ACTION			
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Toronto 3Rs Working Group - Attendance Waiver

(October 28, 2008) Letter from Heather C. Ducharme, Chair, and Elaine Lepage, Vice Chair, Toronto 3Rs Working Group.

Summary

Advising that at the meeting of the 3Rs Working Group on September 25, 2008, the Group passed a motion to grant Cait Ryan an attendance waiver, and requesting the concurrence of the Public Works and Infrastructure Committee in this action, in accordance with Section 9 of the Terms of Reference of the 3Rs Working Group.

Background Information

2008-11-12-PW20.5-Letter from Toronto 3Rs Working Group
<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17106.pdf>

PW20.6	ACTION			Ward: All
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Toronto Bicycle Station User Fees**PUBLIC NOTICE**

(October 27, 2008) Report from the General Manager, Transportation Services.

Recommendations

The General Manager, Transportation Services recommends that:

1. City Council approve amendments to the Toronto Municipal Code, Chapter 441, to establish the following Bicycle Station fees, including GST, effective January 1, 2009:
 - A. Registration Fee of \$25.00;
 - B. 1-Day Parking Fee of \$2.00;
 - C. 1-Month Parking Plan Fee of \$20.00;
 - D. 4-Month Parking Plan Fee of \$60.00;
 - E. Access Card Replacement Fee of \$25.00; and
 - F. Overstay Fee of \$10.00 per day to a maximum of \$90.00 for bicycle left parked longer than 48 consecutive hours.
2. City Council authorize and direct the appropriate City Officials to take the necessary action to give effect thereto.

Financial Impact

The 2009 operating funds for the Union Station Bicycle Station are included in the Transportation Services 2009 Operating Budget submission. The estimated 2009 gross operating costs are \$52,000.00 offset by an estimated \$26,000.00 in user fees, resulting in net operating costs of \$26,000.00.

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

Summary

The purpose of this report is to obtain authority to amend the Toronto Municipal Code, Chapter 441, to establish Bicycle Station user fees. In response to the Toronto Bike Plan (Recommendation 9-3) and the Sustainable Transportation Initiatives: Short Term Proposals report (Recommendation 3a), both approved by City Council, the Transportation Services Division, City Planning Division and Facilities and Real Estate Division have worked together to design and construct Toronto's first Bicycle Station at Union Station. The Bicycle Station is currently under construction and will be open to the public in Spring 2009, providing 180 secure bicycle parking spaces and change room facilities, as well as office space for administrative staff. The operation of the Bicycle Station will be partially funded through user fees, including a one-time registration fee and a variety of parking plan options for cyclists. The user fees recommended in this report are based on comparable fee structures for successful Bicycle Stations in Chicago, Seattle and Long Beach, California.

Background Information

2008-11-12-PW20.6-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17107.pdf>

PW20.7	ACTION			Ward: 17
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2008 Bikeway Network Program - Phase 4 Installation of Bicycle Lanes - Public Works and Infrastructure Committee Item PW18.4

(September 30, 2008) Letter from the City Clerk.

Summary

Advising that City Council on September 24 and 25, 2008, adopted this Item as amended, and in so doing referred the following motion to the Public Works and Infrastructure Committee for further study:

Moved by Councillor Palacio:

1. That City Council direct the appropriate City officials to report to the Public Works and Infrastructure Committee on the feasibility of the installation of a bicycle lane along small sections of the Hydro Corridor within Ward 17, starting from the ravine south of Keele Street and Lavender Road and connecting it with the Hydro Corridor extending across Ward 17 all the way to Ossington Avenue, including entering into any standard

licensing or easement agreements with Hydro One or the Ontario Realty Corporation as necessary to complete this project.

2. That funds to implement this bicycle and pedestrian path be provided within the Transportation Services Division 2009 Capital Budget in the Cycling Infrastructure.

Background Information

2008-11-12-PW20.7-Letter from City Council

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17108.pdf>)

2008-11-12-PW20.7-Attachment

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17109.pdf>)

PW20.8	ACTION			Ward: All
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Toronto Pedestrian Committee - Sidewalk Lay-bys on Public Roads - Pedestrian Issues

(October 21, 2008) Letter from the Toronto Pedestrian Committee.

Recommendations

The Toronto Pedestrian Committee recommends that:

1. the General Manager of Transportation Services be requested to report to:
 - a. the Public Works and Infrastructure Committee on developing a City-wide policy on requests to install sidewalk lay-bys on public roads; and
 - b. the next meeting of the Toronto Pedestrian Committee on Tuesday, November 25, 2008, on the history of the lay-bys recently installed in the Bloor/Bay area.
2. City Council:
 - a. place a moratorium on any requests for lay-bys that result in a net reduction in the sidewalk width until a City-wide policy has been established; and
 - b. adopt the position that the lay-bys recently installed in the Bloor/Bay area do not set a precedent for other lay-bys in future.

Summary

Advising that the Toronto Pedestrian Committee considered a letter (August 7, 2008) from Sean Marshall regarding sidewalk lay-bys built by the City on public roads designed for short-term parking or drop-off locations for local businesses and their intrusion on sidewalk space.

Background Information

2008-11-12-PW20.8-Letter from the Toronto Pedestrian Committee

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17110.pdf>)

2008-11-12-PW20.8-Attachment

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17129.pdf>)

PW20.9	ACTION			Ward: 43, 44
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Traffic Control Signal Study - Morningside Avenue and Tams Road

(October 8, 2008) Letter from Scarborough Community Council.

Recommendations

The Scarborough Community Council recommends that the Public Works and Infrastructure Committee and City Council:

1. Approve the installation of traffic control signals at the intersection of Morningside Avenue and Tams Road.
2. Amend the appropriate by-law(s) accordingly.
3. Receive the report (August 6, 2008) from the Director, Transportation Services, Scarborough District.

Financial Impact

There is no financial impact associated with the recommendation contained in the report (August 6, 2008) from the Director, Transportation Services, Scarborough District. However, the financial cost of installing these new traffic control signals would be approximately \$200,000.00 should the installation be approved. The funding for these signals is not available in Transportation Services Division's Capital Works Budget under Project No. CTP708-01 at this time.

Summary

Advising that Scarborough Community Council on October 7, 2008, considered a report (August 6, 2008) from the Director, Transportation Services, Scarborough District, on the feasibility of the installation of traffic control signals at Morningside Avenue and Tams Road.

Background Information

2008-11-12-PW20.9-Letter from Scarborough Community Council

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17111.pdf>)

2008-11-12-PW20.9-Staff Report-SC19-4

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17112.pdf>)

2008-11-12-PW20.9-Map.SC19.4-Morningside and Tams

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17131.pdf>)

PW20.10	ACTION			Ward: All
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Confirmation of Levels of Service for Roadway and Roadside Winter Maintenance Services

(October 29, 2008) Report from the General Manager, Transportation Services.

Recommendations

Transportation Services Division recommends that:

1. City Council confirm the current levels of service for winter maintenance respecting roadway de-icing, roadway snow ploughing, driveway windrow opening, sidewalk snow clearing, and snow removal as outlined in Appendices 1, 3, 5 and 6 as continuing to be appropriate.
2. City Council direct the General Manager, Transportation Services to undertake a pilot project for the removal of windrows at entrances to public laneways at a cost of approximately \$50,000, subject to additional funding being allocated to the 2009 Transportation Services Operating Budget.
3. Recommendation 2 of this report be referred to Budget Committee for consideration as part of the 2009 Operating Budget Process.

Financial Impact

Funding for a pilot project for the removal of snow at laneway entrances will cost \$50,000 and will be referred for consideration during 2009 Operating Process.

The Acting 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 respond to Standing Committee motions received in recent months for reports from the General Manager, Transportation Services on various matters related to winter maintenance. This report describes existing levels of service for the City's winter operations and seeks to confirm, or adjust as directed, these levels of service for roadway de-icing, roadway ploughing, driveway windrow opening, sidewalk snow clearing, and snow removal.

Background Information

2008-11-12-PW20.10-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17113.pdf>)

2008-11-12-PW20.10-Appendix 1

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17114.pdf>)

2008-11-12-PW20.10-Appendix 2

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17115.pdf>)

2008-11-12-PW20.10-Appendix 3

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17116.pdf>)

2008-11-12-PW20.10-Appendix 4

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17117.pdf>)

2008-11-12-PW20.10-Appendix 5

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17118.pdf>)

2008-11-12-PW20.10-Appendix 6

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17119.pdf>)

PW20.11	ACTION			Ward: All
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Amendment to Municipal Code Chapter 851 - Water Supply

(October 29, 2008) Report from the General Manager, Toronto Water.

Recommendations

The General Manager of Toronto Water recommends that:

1. Municipal Code Chapter 851 – Water Supply be amended in accordance with the draft amending By-law attached as “Appendix – A” to this report.
2. The appropriate City officials and staff be authorized and directed to take the necessary action to give effect to these recommendations and that staff be authorized to introduce the necessary bills to Council to implement the above recommendations.

Financial Impact

There are no financial implications to the City as a result 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 amend various sections of Toronto Municipal Code Chapter 851 (Water Supply By-law) to amend certain clauses related to the backflow prevention program and fire systems, add new industry sectors requiring premise isolation backflow prevention devices, add millwrights to persons authorized to conduct backflow prevention device tests and amend other clauses relating to various items including definitions and administration, hydrant flow testing, water meter chambers, connections for industrial buildings, references to the Chief Building Official, and construction water.

Background Information

2008-11-12-PW20.11-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17120.pdf>)

2008-11-12-PW20.11-Appendix A

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17121.pdf>)

PW20.12	ACTION			Ward: All
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Assignment of Transportation Component of the Wastewater System By-Products Transportation and Disposal Agreement

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

(October 24, 2008) Report from the General Manager, Toronto Water.

Recommendations

The General Manager of Toronto Water recommends that:

1. City Council consent to the assignment of the transportation component of the current Wastewater System By-Products Transportation and Disposal Agreement between the City of Toronto (the “City”), Republic Services Inc., Republic Services of Canada Inc. and Republic Services of Michigan I, LLC, doing business as Carleton Farms (collectively the “Republic Services Companies”) and Wilson Logistics Inc., now known as Trailcon Leasing Inc. (“Trailcon”), dated May 2003 (the “Current Agreement”) from Trailcon to 1416720 Ontario Limited operating as Triwaste Services (2002) (“Triwaste”) subject to the following conditions:
 - a. the Current Agreement shall be assumed by Triwaste; and
 - b. Trailcon, Triwaste and the Republic Services Companies shall enter into an assignment and assumption agreement on such terms as may be required by the General Manager, Toronto Water including, without limitation, any necessary financial security and any release of Trailcon’s existing obligations under the Current Agreement, and in a form satisfactory to the City Solicitor.
2. Subject to the adoption of Recommendation 1, the General Manager, Toronto Water be authorized on behalf of the City to negotiate, enter into and execute the assignment and assumption agreement referred to in Recommendation 1.b. above and any necessary related agreement which may be required to either facilitate or give effect to the assignment on such terms as may be required by the General Manager, Toronto Water and in a form satisfactory to the City Solicitor.
3. The confidential information contained within Attachment 1 remain confidential and is not to be disclosed as Attachment 1 contains third party commercial, financial and economic information that is subject to the mandatory confidentiality provisions of MFIPPA.

Financial Impact

No financial impact is anticipated. The assignment of the Current Agreement from Trailcon to Triwaste will have no impact on the Service Fees. Funds to cover the cost of services provided in 2008 under the Current Agreement are included in the Toronto Water 2008 Operating Budget in Cost Centre WW100 (Wastewater), Cost Element 4416.

Summary

This report recommends that City Council consent to the assignment of the transportation component of the current Wastewater System By-Products Transportation and Disposal Agreement (the “Current Agreement”), from Trailcon Leasing Inc., formerly Wilson Logistics Inc. (“Trailcon”) to 1416720 Ontario Limited operating as Triwaste Services (2002) (“Triwaste”) and that authority be delegated to the General Manager, Toronto Water to negotiate and execute the related assignment and assumption agreement.

Background Information

2008-11-12-PW20.12-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17123.pdf>)

PW20.13	ACTION			Ward: All
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Community Program for Stormwater Management Grant Approvals

(October 28, 2008) Report from the General Manager, Toronto Water.

Recommendations

The General Manager of Toronto Water and the Chair, Community Program for Stormwater Management (CPSWM) Selection Committee recommend that:

1. City Council approve the following projects for funding in the amount of \$98,179, net of GST, including a 10% administrative fee for Toronto and Region Conservation Authority (TRCA) under the Community Program for Stormwater Management:
 - a. Out of the Frying Pan and into the Shade – Toronto District Catholic School Board - \$25,000;
 - b. Lower Central Don and Taylor Creek Restoration Project – Friends of the Don East - \$25,000;
 - c. Rainwater Harvest for Greenroof Irrigation – Mountain Equipment Coop - \$9,604;
 - d. Transforming Gardens – Garden Green - \$4,650; and
 - e. Butterfly Garden – Toronto District School Board - \$25,000.
2. The appropriate City Officials be authorized and directed to take the necessary action to take effect thereto.

Financial Impact

The total value of projects identified in this report is \$98,179 net of GST, including a 10% administrative fee for TRCA and is included in the approved 2008 Toronto Water Capital Budget, WBS Element CWW447-03 – Wet Weather Flow Master Plan – Public Education.

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

Summary

This report recommends approval of grants to community organizations to carry out stormwater management projects that were submitted to the Community Program for Stormwater Management for the October 10, 2008, application deadline.

Background Information

2008-11-12-PW20.13-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17122.pdf>)

PW20.14	ACTION			Ward: 28
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Sole Source Request for Professional Engineering Services - Scott Street Sewage Pumping Station Rehabilitation

(October 28, 2008) Report from the General Manager, Toronto Water and the Acting Director, Purchasing and Materials Management.

Recommendations

The General Manager, Toronto Water and the Acting Director of Purchasing and Materials Management recommend that:

1. City Council authorize the General Manager of Toronto Water to enter into a Sole Source agreement, in a form satisfactory to the City Solicitor, with Associated Engineering (Ont.) Ltd. in the total amount of \$767,740.00 net of GST, including disbursements and contingency as follows:
 - a. for design phase engineering services consisting of field investigation, preliminary design, and detailed design, in an amount not to exceed \$398,300.00 net of GST, including provisional allowances and disbursements;
 - b. for construction phase engineering services consisting of construction administration, project management, site services during testing and commissioning, record documentation, and resident site inspection in an amount not to exceed \$330,065.00 net of GST including provisional allowances and disbursements; and
 - c. for post construction services, covering warranty inspection and reporting during the two years of the guaranteed maintenance period in an amount not to exceed \$39,375.00 net of GST including disbursements.

Financial Impact

The total contract award identified in this report is \$806,127.00 including all applicable taxes and charges. The cost to the City is \$767,740.00 net of GST. Funding for the project is included in the approved 2008 Toronto Water Capital Budget in WBS Element CWW470 - Engineering. The cash flow requirements are anticipated to be \$150,000.00 net of GST in 2008 and \$617,740.00 net of GST in 2009.

The engineering estimate for this project was \$449,920.00 net of GST, excluding provisional allowances and post construction services.

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

Summary

The purpose of this report is to seek authority to enter into a sole source agreement with Associated Engineering (Ont.) Ltd., for design and construction supervision services for the rehabilitation of the Scott Street Sewage Pumping Station to minimize construction interference in the downtown corridor and prevent future disruption to the streetscape following the scheduled reopening of the Sony Centre in 2010.

Background Information

2008-11-12-PW20.14-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17124.pdf>)

PW20.15	ACTION			Ward: 44
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Contract Award No. 08FS-59WS, Tender Call 156-2008 and Purchase Order Amendment - F.J. Horgan Water Treatment Plant Capacity Expansion to 800 ML/D

(October 29, 2008) Report from the General Manager, Toronto Water and the Acting Director, Purchasing and Materials Management.

Recommendations

The General Manager of Toronto Water and the Acting Director of Purchasing and Materials Management recommend that the Public Works and Infrastructure Committee grant authority to:

1. Award Contract 08FS-59WS, Tender Call 156-2008, for the F.J. Horgan Water Treatment Plant Capacity Expansion to 800 ML/D, to Alberici Constructors, Ltd., in the total amount of \$179,332,263.24, net of GST plus contingency in the amount of \$36,000,000.00, for a total project cost of \$215,332,263.24, net of GST, having submitted the lowest bid meeting specification in conformance with the tender requirements.

2. Amend the purchase order (P.O. No. 6019292) for professional services with CH2M Hill Canada Limited for additional design services by an additional amount of \$400,000.00 net of GST, for a revised total of \$6,778,450.42, net of GST, and extension of time from December 31, 2008 to December 31, 2013.
3. Amend the purchase order (P.O. No. 6019297) for professional services with CH2M Hill Canada Limited for the additional provision of general office administration, construction administration and site supervision services during construction by an additional amount of \$2,000,000.00 net of GST, for a revised total of \$6,092,151.23, net of GST, and extension of time from December 31, 2008 to December 31, 2013.
4. Increase the fee for additional professional services with CH2M Hill Canada Limited for the provision of post construction services by an additional amount of \$152,000.00 net of GST. The post construction services purchase order will be issued upon completion of the construction work, which is anticipated to be in late 2011.

Financial Impact

Construction Work

The total construction contract award identified in this report is \$179,332,263.24 excluding the contingencies amount of \$36,000,000.00. The total cost of the project is \$215,332,263.24 including contingency. Funding is available in the approved 2009 Toronto Water Capital Budget in WBS Element CPW002 F.J. Horgan Water Treatment Plant Capacity Expansion. All amounts are net of GST.

The cash flow requirements for this construction contract are \$42,000,000.00 in 2009, \$63,000,000 in 2010, \$74,000,000.00 in 2011, and \$36,332,262.24 in 2012 all amounts are net of GST.

In accordance with the agreement with the Regional Municipality of York (York) dated March 1, 2005 - Contribution to Cost-Sharing Facilities Schedule B2 (Horgan Expansion - 31.99%), York's contribution to the construction contract will be \$68,884,791.00, net of GST. The City of Toronto's financial commitment to this component of the project will be \$146,447,472.20, net of GST.

Engineering Work

The additional design services for this project total \$400,000.00 net of GST. The additional construction administration services during construction and post construction services for this project total \$2,152,000.00 net of GST. Funding is available in the approved 2009 Toronto Water Capital Budget in WBS Element CPW002 - F.J. Horgan Water Treatment Plant Capacity Expansion.

The cash flow for the additional design and construction administration services during construction and post construction services to be increased by \$700,000.00 in 2009, \$1,000,000.00 in 2010, \$500,000.00 in 2011 and \$352,000.00 in 2012, all amounts net of GST.

The total construction and engineering costs for this project inclusive of all taxes is \$228,778,476.40 (\$217,884,263.24 net of GST).

The engineering estimate for this construction contract was \$185,000,000.00 net of GST, exclusive of contingencies.

The Acting 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 on the results of the Tender Call 156-2008 issued for the F.J. Horgan Water Treatment Plant. This capital project is required to increase plant capacity and meet demand forecasts in York Region and the City of Toronto. The report requests authority to award a contract to the recommended bidder and amend two purchase orders for professional engineering services with CH2M Hill Canada Limited. This project is being cost-shared with York Region.

Background Information

2008-11-12-PW20.15-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17125.pdf>

PW20.16	ACTION			Ward: 32
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Contract Amendment - Contract 47012048 for the Supply and Delivery of Water Soluble Polyelectrolyte for Ashbridges Bay Treatment Plant

(October 28, 2008) Report from the General Manager, Toronto Water and the Acting Director, Purchasing and Materials Management.

Recommendations

The General Manager, Toronto Water and the Acting Director, Purchasing and Materials Management recommend that the Public Works and Infrastructure Committee:

1. Grant authority to increase Contract 47012048 with Jes-Chem Ltd. by \$1,691,669.00 net of GST from \$1,483,920.00 net of GST to a new total value of \$3,175,589.00 net of GST for the supply and delivery of Water Soluble Polyelectrolyte for Ashbridges Bay Treatment Plant, and that the appropriate officials be authorized and directed to take the necessary action to give effect thereto.

Financial Impact

The amendment to the current SAP Contract 47012048 results in an increase of \$1,691,669.00 net of GST from \$1,483,920.00 net of GST to \$3,175,589.00 net of GST.

Funding is available in the 2008 Toronto Water Operating Budget in cost centre WW100 (Wastewater Treatment) and will be made available in the 2009 Toronto Water Operating Budget under the same account.

The projected expenditure for the remaining duration of the existing contract to December 31st 2009 is as follows:

	Polymer Cost projected Net of GST
To December 2008	\$504,533.00
January to December 2009	\$1,187,136.00
Overall amendment value	\$1,691,669.00

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

Summary

This report is within the delegated authority of the Public Works and Infrastructure Committee, and as such does not have to be considered by Council.

The purpose of this report is to advise on the over-expenditure of Contract 47012048 for the supply and delivery of Water Soluble Polyelectrolyte (Polymer) for Ashbridges Bay Treatment Plant (ABTP) for the period of January 1, 2007 to December 31, 2008, by a total estimated amount of \$504,533.00 net of GST from \$1,483,920.00 to \$1,988,453.00 net of GST. Toronto Water has increased its use of polymer as additional equipment that was previously not in use has been put in service to improve treatment plant performance.

This report also requests authority to increase the value of Contract 47012048 for the supply and delivery of Water Soluble Polyelectrolyte for Ashbridges Bay Treatment Plant (ABTP) for the period of January 1, 2009 to December 31, 2009, by a total estimated amount of \$1,187,136.00 net of GST from \$1,988,453.00 net of GST to \$3,175,589.00 net of GST.

Background Information

2008-11-12-PW20.16-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17126.pdf>)

PW20.17	ACTION			Ward: 6
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Contract Award - Contract 08FS-60WS, Tender Call 158-2008 and Purchase Order Amendments for R.L. Clark Water Treatment Plant, Rehabilitation and Upgrades of Electrical Systems and HVAC

(October 23, 2008) Report from the Executive Director, Technical Services and the Acting Director, Purchasing and Materials Management.

Recommendations

The Executive Director of Technical Services and the Acting Director of Purchasing and Materials Management Division recommend that Public Works and Infrastructure Committee grant authority to:

1. Award Contract 08FS-60WS, Tender Call 158-2008, for the Rehabilitation and Upgrades of Electrical Systems and HVAC at the R. L. Clark Water Treatment Plant to Sutherland-Schultz Inc., in the amount of \$23,761,338.10, net of GST, having submitted the lowest bid meeting specifications in conformance with the Tender requirements.
2. Amend Purchase Order No. 6019010 for professional services with Genivar Ontario Inc. (formerly known as MacViro Consultants) for provision of general office administration and site supervision services during construction by an additional amount of \$598,874.22 net of GST, for a revised total of \$1,908,542.22 net of GST, and extend the purchase order expiry date to December 31, 2013.
3. Amend Purchase Order No. 6024382 for professional services with Earth Tech Canada Inc. for provision of general office administration and site supervision services during construction by an additional amount of \$597,126.25 net of GST, for a revised total of \$2,017,508.49 net of GST, and extend the purchase order expiry date to December 31, 2013.
4. Amend Purchase Order No. 6017749 for professional services with Clean Water Engineering Company Limited for provision of general office administration and site supervision services during construction by an additional amount of \$153,807.81 net of GST, for a revised total of \$373,162.95 net of GST, and extend the purchase order expiry date to December 31, 2013.

The total value of the contract award and combined purchase order amendments identified in this report is \$25,111,146.38 net of GST.

Financial Impact

The total construction contract award identified in this report is \$24,949,405.00 including all applicable taxes, charges and contingency allowances. The cost to the City, net of GST is \$23,761,338.10. The total purchase order amendments identified in this report is \$1,349,813.38, net of GST.

The total value of the contract award and combined purchase order amendments identified in this report is \$26,366,708.94, including all applicable taxes and charges. The total cost to the City net of GST is \$25,111,146.38.

The funding for the contract award is included in the approved 2009 Toronto Water Capital Budget and 2010-2013 Capital Plan in WBS Element CPW063-11 Electrical and HVAC Upgrades Construction.

The funding for the purchase order amendments identified in this report is included in the approved 2009 Toronto Water Capital Budget and 2010-2013 Capital Plan, WBS Elements CPW058-2, Design of Transformers and Switchgears; CPW067-1, Switchgears, Phase 2 Design and Contract Administration and CPW042-03, HVAC Rehab Engineering.

The following Table summarizes the cash flow requirements, for the contract award and combined purchase order amendments identified in this report, by year for each WBS Element:

WBS Element	2009	2010	2011	2012	2013	Total
CPW063-11	\$2,500,000.00	\$7,000,000.00	\$8,000,000.00	\$5,000,000.00	\$1,261,338.10	\$23,761,338.10
CPW058-2			\$ 300,000.00	\$ 298,874.22		\$ 598,874.22
CPW067-1			\$ 200,000.00	\$ 397,126.25		\$ 597,126.25
CPW042-03	\$ 30,000.00	\$ 60,007.81	\$ 63,800.00			\$ 153,807.81
Total	\$2,530,000.00	\$7,060,007.81	\$8,563,800.00	\$5,696,000.47	\$1,261,338.10	\$25,111,146.38

The engineering estimate for this contract is \$31,650,000.00 net of GST.

The Acting 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 on the results of Tender Call 158-2008 issued for the Rehabilitation and Upgrades of Electrical Systems and HVAC at the R.L. Clark Water Treatment Plant, in accordance with specifications as required by Technical Services, and to request authority to award a contract to the recommended bidder; amend the purchase order for professional services with Genivar Ontario Inc. (formerly known as MacViro Consultants), amend the purchase order for professional services with Earth Tech Canada Inc., and amend the purchase order for professional services for Clean Water Engineering Company Limited.

Background Information

2008-11-12-PW20.17-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17127.pdf>

PW20.18	Information			Ward: 37, 40
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**Amendment to Purchase Order No. 6019396 - Contract 06SC-01RD,
Tender Call 24-2006 - Ellesmere Road Widening, Scarborough District,
Kennedy Road to Warden Avenue**

(October 16, 2008) Report from the Executive Director, Technical Services and the Acting Director, Purchasing and Materials Management.

Financial Impact

The contract increase identified in this report is \$652,288.71 including all applicable taxes and charges. The cost to the City, net of GST is \$615,366.71. Funding is available in the Transportation Services Capital Budget accounts CTP306-04-56 and CTP122-01-51 in the amounts of \$271,749.16 and \$343,617.55 respectively.

The Acting 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 on the over-expenditure of Purchase Order No. 6019396 for the Ellesmere Road Widening Project from Kennedy Road to Warden Avenue, in the Scarborough District, by \$615,366.71 net of GST, which represents a 7.54% increase of the current contract value of \$8,160,499.60 net of GST. This increase is a result of extra work required to complete the Ellesmere Road Widening Project.

Background Information

2008-11-12-PW20.18-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17128.pdf>

PW20.19	ACTION			
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**Toronto and Region Conservation Authority Resolution Regarding
"Growing Durham"**

(October 28, 2008) Letter from Kathy Stranks, Manager, Chair and CAO's Office, Toronto and Region Conservation Authority.

Summary

Advising that the Toronto and Region Conservation Authority (TRCA) on October 24, 2008 approved Resolution #A236/08, in regard to "Growing Durham" and directed that a copy of the report dated October 7, 2008 from Carolyn Woodland, Director, Planning and Development, be forwarded to the Public Works and Infrastructure Committee.

Background Information

2008-11-12-PW20.19-TRCA Letter on Growing Durham

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17130.pdf>)