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**Toronto City Council**

Meeting No.	38	Contact	Marilyn Toft
Meeting Date	Wednesday, August 5, 2009	Phone	416-392-7032
Start Time	9:30 a.m.	E-mail	clerk@toronto.ca
Location	Council Chamber, City Hall, Toronto		

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1. **Call to Order.**
2. **O Canada.**
3. **Moment of Silence.**
4. **Confirmation of Minutes.**
5. **Introduction of Council Committee Reports and New Business from the Mayor and City Officials.**

Executive Committee [Meeting 33](#)

Board of Health [Meeting 24](#)

Community Development and Recreation Committee [Meeting 25](#)

Economic Development Committee [Meeting 23](#)

Parks and Environment Committee [Meeting 24](#)

Planning and Growth Management Committee [Meeting 26](#)

Public Works and Infrastructure Committee [Meeting 25](#)

Etobicoke York Community Council [Meeting 28](#)

Scarborough Community Council [Meeting 27](#)

6. **Declarations of Interest.**

*Members of Council are requested to indicate the Item in which they have an interest, together with the nature of the interest.*

7. **Routine Matters.**

- a. Petitions.

- b. Presentations and Recognitions.
- c. Removal of urgent Items from Committee:

[CC38.1 - Government Management Committee Item GM24.7, headed "Approval to Initiate and Participate in Assessment Appeals"](#)

[CC38.2 - Government Management Committee Item GM24.20, headed "North York City Centre Service Road Acquisition – 54 Horsham Avenue"](#)

[CC38.3 - Government Management Committee Item GM24.21, headed "Conveyance of a Portion of 4375 14th Avenue"](#)

[CC38.4 - Government Management Committee Item GM24.22, headed "Real Estate Acquisitions – Toronto-York Spadina Subway Extension Project \(South of Steeles\)"](#)

[CC38.5 - Government Management Committee Item GM24.24, headed "Grade Separation at Agincourt GO Station - TTC Sheppard East LRT Project"](#)

[CC38.6 - Government Management Committee Item GM24.26, headed "Renewal of Lease at 425 Adelaide Street West for the Assessment Review Board"](#)

[CC38.7 - Government Management Committee Item GM24.28, headed "Lease Agreement with Eva's Initiatives for Homeless Youth at 25 Canterbury Place"](#)

[CC38.8 - Government Management Committee Item GM24.29, headed "Terms of a New Lease – 4804-4812 Yonge Street"](#)

[CC38.9 - Government Management Committee Item GM24.31, headed "Leasing of 21 Panorama Court from the Toronto Catholic District School Board for a Community Hub"](#)

[CC38.10 - Government Management Committee Item GM24.33, headed "Metro Hall Café and Catering – YMCA Lease"](#)

[CC38.11 - Government Management Committee Item GM24.34, headed "Leasing 5 Bartonville Avenue East to UrbanArts Community Arts Council"](#)

[CC38.12 - Government Management Committee Item GM24.35, headed "Guild Inn Revitalization and Redevelopment: Letter of Intent with Centennial College and Next Steps Project Documentation"](#)

[CC38.13 -Toronto and East York Community Council Item TE27.28, headed "34-38 Hazelton Avenue, Revised Alteration to a Designated Heritage Property"](#)

[CC38.14 - Toronto and East York Community Council Item TE27.65, headed "Temporary Adjustments to Traffic/Parking Regulations for 2009 Canadian National Exhibition - City Council"](#)

[CC38.15 – Government Management Committee Item 24.23, headed "Election of Payment of the Outstanding Balance for the Sale of the Closed Lane at the Rear of 585 Queen Street West"](#)

- d. Staff Reports and communications for consideration with the following agenda matters:

**Executive Committee Item EX33.1, headed "Implementation Report #2: New Model to Enhance Toronto's Economic Competitiveness"**

[\(July 21, 2009\) from the City Manager \(EX33.1a\)](#)

**Executive Committee Item EX33.4, headed "Accessibility Requirements: Accessibility for Ontarians with Disabilities Act, 2005 (AODA) (Ward: All)"**

[\(July 28, 2009\) from the City Manager, "Revised Statement of Commitment on Disabilities Issues" \(EX33.4a\)](#)

**Executive Committee Item EX33.13, headed "Delegation of Council's Debenture By-law Enacting Authority"**

[\(July 24, 2009\) from the Deputy City Manager and Chief Financial Officer \(EX33.13a\)](#)

**Executive Committee Item EX33.18, headed "Queens Quay Revitalization Environmental Assessment and East Bayfront Transit Environmental Assessment (Ward 20)"**

(June 3, 2009) from Dermot McKeown, C.H.A., General Manager, Radisson Admiral Hotel, Toronto Harbourfront (EX33.18.15)

[\(July 28, 2009\) from the Deputy City Manager \(EX33.18b\)](#)

**Executive Committee Item EX33.20, headed "Western Waterfront Master Plan"**

[\(July 23, 2009\) from the Waterfront Project Director \(EX33.20a\)](#)

**Executive Committee Item EX33.44, headed “Union Station Revitalization Implementation and Head Lessee Selection (Ward 28)”**

[\(July 29, 2009\) from the City Manager and the Deputy City Manager and Chief Financial Officer, “Union Station – Federal/Provincial Funding” \(EX33.44a\)](#)

[\(July 29, 2009\) from the City Manager and the Deputy City Manager and Chief Financial Officer, “Union Station Head Lessee – Supplementary Report” \(EX33.44b\)](#)

**Executive Committee Item EX33.46, headed “Sony Centre - Bridge Loan Increase/Extension”**

[\(July 28, 2009\) from the Chief Executive Officer, Sony Centre for the Performing Arts \(EX33.46a\)](#)

**Planning and Growth Management Committee Item PG26.2, headed " City Initiated Avenue Study for St. Clair Avenue West between Bathurst Street and Keele Street – Final Report (Ward: 11, 17, 21)"**

(June 4, 2009) from Franz Cauchi, Chief Executive Officer, Funclips Corporation and Frank Fasullo, Owner, Dufferin St Clair Denture Clinic (PG26.2.8)

**Public Works and Infrastructure Committee Item PW25.20, headed " 2009 Bikeway Network Program - Installation of Bicycle Lanes (Ward: 4, 5, 12, 14, 17, 18, 19, 21, 22, 26, 27, 31, 38, 40)"**

(June 19, 2009) from Hamish Wilson (PW25.20.95)

(July 15, 2009) from Hamish Wilson (PW25.20.96)

(July 23, 2009) from Hamish Wilson (PW25.20.97)

**Etobicoke York Community Council Item EY28.49, headed "51 Lake Shore Drive - Official Plan and Rezoning Amendment and Site Plan Applications - Request for Direction Report (Ward 6)"**

(July 10, 2009) from Craig Fagan, President, Maryla Developments Limited (EY28.49.16)

**Scarborough Community Council Item SC27.27, headed “Markham-Ellesmere Revitalization Study - Final Report”**

(July 27, 2009) from May Luong, Land Use Planner, Borden Ladner Gervais LLP (SC27.27.9)

**Item CC38.12 - Government Management Committee Item GM24.35, headed “Guild Inn Revitalization and Redevelopment: Letter of Intent with Centennial College and Next Steps Project Documentation”**

(July 24, 2009) from Linda Harris, President, Guild Renaissance Group (CC38.12.1)

**Item CC38.13 - Toronto and East York Community Council Item TE27.28, headed “34-38 Hazelton Avenue, Revised Alteration to a Designated Heritage Property”**

(May 19, 2009) from Tom Chambers (CC38.13.1)

(May 19, 2009) from Steven Braithwaite (CC38.13.2)

(May 21, 2009) from Mr. Sheikh, on behalf of the owners of 62 and 64 Hazelton Avenue, 11 Lowther Avenue, 10 Bellair Street, Unit 303, 89 Bernard Avenue and 15 Bins-Carth Road (CC38.13.3)

(May 21, 2009) from Marilyn Snead, President of the Board of 77 Avenue Road (CC38.13.4)

(June 12, 2009) from Jane Beecroft, OMC, President, Community History Project (CC38.13.5)

(June 12, 2009) from Gee Chung, President, The Greater Yorkville Residents’ Association (CC38.13.6)

**Item CC38.26, headed “Events of Municipal Significance for Liquor Licensing Purposes - North York and Toronto and East York Districts”**

(June 25, 2009) from Lynn Clay, Executive Director, Liberty Village Business Improvement Area (CC38.26.1)

**8. Consideration of Council Committees Reports and Removed Committee Items.**

**9. Consideration of New Business from the Mayor and City Officials.**

**CC38.16** [Short-Term Delegation of Authority to Deal with Applications under Parts IV and V of the Ontario Heritage Act During the City Council’s Summer Recess \(Ward All\)](#)  
(June 12, 2009) from the City Manager

**CC38.17** [Request for a Capital Loan Guarantee for Artscape Triangle Lofts at 150 Sudbury Street \(Ward 18\)](#)  
(July 24, 2009) from the Deputy City Manager and Chief Financial Officer

**CC38.18** [Opening of Northerly Extension of Lower Simcoe Street \(Ward 20\)](#)

(July 21, 2009) from the City Manager

- CC38.19** [Kennedy GO Transit Pipe Crossing Agreement](#)  
(July 16, 2009) from the Deputy City Manager and Chief Financial Officer
- CC38.20** [Metrolinx Rail-to-Rail Diamond Grade Separation Project - Formal Noise/Vibration Complaint Process and Legal Issues \(Ward 11, 13, 14, 17, 18\)](#)  
(July 27, 2009) from the City Solicitor
- CC38.21** [Toronto Hydro Corporation – Application to OEB to Regulate Street Lighting Assets](#)  
(July 21, 2009) from the Deputy City Manager and Chief Financial Officer
- CC38.22** [Issuing a Debenture to the Federation of Canadian Municipalities as a Requirement to Secure Funding \(Ward All\)](#)  
(July 24, 2009) from the Deputy City Manager and Chief Financial Officer
- CC38.23** [Report on Release of Confidential Information by Councillor Michael Walker](#)  
(July 29, 2009) from the Integrity Commissioner
- CC38.24** [Integrity Commissioner Annual Report - 2009](#)  
(July 29, 2009) from the Integrity Commissioner
- CC38.25** [Appointment of a Toronto Integrity Commissioner](#)  
(July 30, 2009) from Mayor Miller
- CC38.26** Events of Municipal Significance for Liquor Licensing Purposes - North York and Toronto and East York Districts

**10. Consideration of Business Previously Requested.**

**11. Notices of Motions from Members of Council.**

- MM38.1** [370 Weston Road: Appeal of Committee of Adjustment Decision for Minor Variance Application A185/09EYK](#) - by Councillor Nunziata, seconded by Councillor Palacio (Ward 11)
- MM38.2** [Bicycle Safety: All Cyclists Must Wear Helmets](#) - by Councillor Walker, seconded by Councillor Hall (Ward All)
- MM38.3** [Bicycle Safety: Cyclist Licensing](#) - by Councillor Walker,

seconded by Councillor Hall (Ward All)

- MM38.4** [Request Province of Ontario to Postpone its Proposal for a Harmonized Sales Tax \(HST\)](#) - by Councillor Walker, seconded by Councillor Thompson (Ward All)
- MM38.5** [435 Westmoreland Avenue: Appeal of Committee of Adjustment Decision for Minor Variance Application A11/09EYK](#) - by Councillor Palacio, seconded by Councillor Nunziata (Ward 17)
- MM38.6** [Amendment to the 2009 Capital Budget for 90 Lisgar Street, Ward 18](#) - by Councillor Giambrone, seconded by Deputy Mayor Pantalone (Ward 18)
- MM38.7** [Rebates to Citizens as a Result of the Strike by Locals 416 and 79](#) - by Councillor Palacio, seconded by Councillor Nunziata (Ward All)
- MM38.8** [Moratorium on Accepting Applications for Variances on Third Party Signs](#) - by Councillor Moscoe, seconded by Councillor Filion (Ward All)
- MM38.9** [City-Strike Post-Mortem: Request Province of Ontario to Mandate Daycare and Children's Services as an Essential Service](#) - by Councillor Walker, seconded by Councillor Thompson (Ward All)
- MM38.10** [City-Strike Post-Mortem: Request Province of Ontario to Mandate Garbage Collection as an Essential Service](#) - by Councillor Walker, seconded by Councillor Thompson (Ward All)
- MM38.11** [City-Strike Post-Mortem: Request Province of Ontario to Mandate Emergency Medical Services \(EMS\) as an Essential Service \(Ward All\)](#)  
Councillor Walker, seconded by Councillor Thompson (Ward All)
- MM38.12** [Evaluation of Parks Cash in Lieu Policy](#) - by Councillor Moscoe, seconded by Councillor Fletcher (Ward All)
- MM38.13** [Property Tax Exemption for Society of Portuguese Disabled Persons Building Fund](#) - by Councillor Nunziata, seconded by Councillor Palacio (Ward 11)

**MM38.14** [Request to Amend Current Liquor Licence to Include a Manufacturer's Limited Liquor Sales License for Great Lakes Brewery](#) - by Councillor Milczyn, seconded by Councillor Hall (Ward 5)

**MM38.15** [Real Estate Acquisitions – TTC Dufferin Station Modernization Project](#) - by Councillor Giambrone, seconded by Councillor Heaps (Ward 18)

(See attachment – Notices of Motions)

12. **Motions without Notice from Members of Council.**

13. **Introduction and Enactment of General Bills.**

<b>Bill No.</b>	<b>By-law No.</b>	<b>Title and Authority</b>
<a href="#">670</a>		To amend Article V, Right of Entry, of Municipal Code Chapter 363, Building Construction and Demolition, respecting insurance and indemnity requirements and to make technical amendments.  Licensing and Standards Committee Item 16.1 adopted as amended by City of Toronto Council on October 29 and 30, 2008.
<a href="#">671</a>		To provide for the entering into of a heritage easement agreement for the conservation of the property located at 152 Annette Street (Victoria Royce Church) as being of cultural heritage value or interest.  Etobicoke York Community Council Item 21.5 as adopted by City of Toronto Council on December 1, 2, and 3, 2008.
<a href="#">672</a>		To amend Municipal Code Chapter 103, Heritage, to authorize the Chief Planner and Executive Director to agree to the extension of time periods under the <i>Ontario Heritage Act</i> and to make technical amendments.  Planning and Transportation Committee Report 6, Clause 3, as adopted by City of Toronto Council on September 25, 26 and 27, 2006.
<a href="#">673</a>		To provide for the entering into of a heritage easement agreement for the conservation of the property located at 97 St. George Street as being of cultural heritage value or interest.  Toronto and East York Community Council Item 26.26 as adopted by City of Toronto Council on May 25, 26 & 27, 2009.



<b>Bill No.</b>	<b>By-law No.</b>	<b>Title and Authority</b>
<a href="#">674</a>		<p>To designate the property at 2154 Dundas Street West (B.F. Harvey Factory Building) as being of cultural heritage value or interest.</p> <p>Toronto and East York Community Council Item 24.15 as adopted by City of Toronto Council on April 6, 2009.</p>
<a href="#">675</a>		<p>To assume municipal services located in and on Sweepster Court and Hatchford Court, being the streets on Plan 66M-2359.</p> <p>Scarborough Community Council Item 24.7 as adopted by City of Toronto Council on April 29 and 30, 2009.</p>
<a href="#">676</a>		<p>To assume municipal services located in and on Billy Bishop Way, being the street on Plan 66R-16745.</p> <p>North York Community Council Item 26.22 as adopted by City of Toronto Council on May 25, 26 and 27, 2009.</p>
<a href="#">677</a>		<p>To amend the boundaries of the existing Bloor-Yorkville Business Improvement Area.</p> <p>Economic Development Committee Item 20.12 as adopted by City of Toronto Council on April 29 and 30, 2009.</p>
<a href="#">678</a>		<p>To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the amended boundaries of the Bloor-Yorkville Business Improvement Area. (L. Strucken)</p> <p>Economic Development Committee Item 20.12, as adopted by City of Toronto Council on April 29 and 30, 2009.</p>
<a href="#">679</a>		<p>To dedicate certain land for public highway purposes to form part of the public highway Eva Road.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>
<a href="#">680</a>		<p>To dedicate certain land on the south side of Wilson Avenue, west of Jane Street, for public highway purposes to form part of the public highway Wilson Avenue.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>

Bill No.	By-law No.	Title and Authority
<a href="#">681</a>		<p>To dedicate certain land for public highway purposes to form part of the public highway Old Stock Yard Road.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>
<a href="#">682</a>		<p>To dedicate certain land on the south side of St Clair Avenue West, west of Old Stock Yard Road, for public highway purposes to form part of the public highway St Clair Avenue West.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>
<a href="#">683</a>		<p>To dedicate certain land on the north side of Coventry Street, on the east side of Leyton Avenue, for public highway purposes to form part of the public highway Coventry Street.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>
<a href="#">684</a>		<p>To dedicate certain land on the west side of Balford Avenue, on the north side of Coventry Street, for public highway purposes to form part of the public highway Balford Avenue.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>
<a href="#">685</a>		<p>To dedicate for public highway purposes certain land extending from west of Finch Avenue East to the Canadian Pacific Railway property west of Oasis Boulevard to form part of the public highway Morningside Avenue.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>
<a href="#">686</a>		<p>To dedicate for public highway purposes certain land extending easterly from Morningside Avenue to form part of the public highway Oasis Boulevard.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>
<a href="#">687</a>		<p>To dedicate certain land on the south side of Milner Avenue, west of Executive Court, for public highway purposes to form part of the public highway Milner Avenue.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>

Bill No.	By-law No.	Title and Authority
<a href="#">688</a>		<p>To dedicate certain land on the south side of Sheppard Avenue West, west of Beaman Road, for public highway purposes to form part of the public highway Sheppard Avenue West.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.</p>
<a href="#">689</a>		<p>To establish a reserve fund group named the Toronto Transit Commission (TTC) Fund Group, to establish a reserve fund named the MoveOntario 2020 Reserve Fund within the reserve fund group, to move various reserve funds into the reserve funds group, and to amend Municipal Code Chapter 227, Reserves and Reserve Funds.</p> <p>Item CC20.2, as adopted by City of Toronto Council on April 28 and 29, 2008.</p>
<a href="#">690</a>		<p>To amend By-law No. 361-2009, to opt to make paragraphs 2 and 6 of subsection 292(1) apply for the 2009 taxation year.</p> <p>Executive Committee Item 30.1, adopted as amended by City of Toronto Council on March 31, 2009.</p>
<a href="#">691</a>		<p>To adopt Amendment No. 77 to the Official Plan for the City of Toronto with respect to the lands in the vicinity of the Six Points Interchange(Intersection of Bloor Street West, Dundas Street West and Kipling Avenue).</p> <p>Planning and Growth Management Committee Item 26.1 as adopted by City of Toronto Council on August 5 and 6, 2009</p>
<a href="#">692</a>		<p>To adopt Amendment No. 85 to the Official Plan for the City of Toronto with respect to lands between Eva Road and Civic Centre Court and betweenThe West Mall and Highway 427.</p> <p>Planning and Growth Management Committee Item 26.1 as adopted by City of Toronto Council on August 5 and 6, 2009.</p>
<a href="#">693</a>		<p>To dedicate certain land to form part of Lower Simcoe Street, being the northerly extension of Lower Simcoe Street, for public highway purposes to form part of the public highway Lower Simcoe Street, and to name such lands and to rename part of Simcoe Street extending southerly from Front Street West as Lower Simcoe Street.</p> <p>CC38.18 as adopted by City of Toronto Council on August 5 and 6, 2009.</p>

Bill No.	By-law No.	Title and Authority
<a href="#">694</a>		<p>To delegate temporary authority to the Chief Planner and Executive Director to make decisions in relation to applications to repeal designating by-laws and applications to erect, alter or demolish buildings or structures on properties designated under Parts IV and V of the <i>Ontario Heritage Act</i>, and to give notice of intention to designate listed properties, until the next regular meeting of Council.</p> <p>CC38.16 as adopted by City of Toronto Council on August 5 and 6, 2009.</p>
<a href="#">695</a>		<p>To amend the former City of Toronto Municipal Code Chapter 400, Traffic and Parking, respecting Dufferin Street, Fleet Street, Springhurst Avenue and Tyndall Avenue.</p> <p>CC38.14 as adopted by City of Toronto Council on August 5 and 6, 2009.</p>
<a href="#">696</a>		<p>To amend City of Toronto Municipal Code Chapter 925, Permit Parking, respecting Dunn Avenue and Tyndall Avenue.</p> <p>CC38.14, as adopted by City of Toronto Council on August 5 and 6, 2009.</p>
<a href="#">697</a>		<p>To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Rosehill Avenue.</p> <p>Toronto and East York Community Council Report 4, Clause 14, as adopted by City of Toronto Council on May 17, 18 and 19, 2005.</p>
<a href="#">698</a>		<p>To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Cherry Street.</p> <p>Works Committee Report 4, Clause 4 as adopted by City of Toronto Council on June 27, 28 and 29, 2006.</p>
<a href="#">699</a>		<p>To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Beverley Street.</p> <p>Toronto and East York Community Council Report 3, Clause 50 as adopted by City of Toronto Council on April 25, 26 and 27, 2006.</p>

<b>Bill No.</b>	<b>By-law No.</b>	<b>Title and Authority</b>
<a href="#">700</a>		<p>To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Spadina Crescent.</p> <p>Toronto and East York Community Council Report 7, Clause 77, as adopted by City of Toronto Council on September 25, 26 and 27, 2006.</p>
<a href="#">701</a>		<p>To amend further Metropolitan By-law No. 108-86, designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding Brimley Road.</p> <p>Works Committee Report 6, Clause 8, as adopted by City of Toronto Council on September 25, 26 and 27, 2006.</p>
<a href="#">702</a>		<p>To exempt lands certain lands on Hainford Street (formerly 4331 Lawrence Avenue East) from Part Lot Control.</p> <p>Scarborough Community Council Item 27.19 as adopted by City of Toronto Council on August 5 and 6, 2009.</p>

14. **Introduction of Bill to Confirm the Proceedings of Council.**
15. **Adjournment.**

**O Canada**

O Canada! Our home and native land!  
True patriot love in all thy sons  
command.  
With glowing hearts we see thee rise,  
The True North, strong and free!  
From far and wide, O Canada, we stand  
on guard for thee.  
God keep our land glorious and free!  
O Canada, we stand on guard for thee.  
O Canada, we stand on guard for thee.

O Canada! Terre de nos aïeux!  
Ton front est ceint de fleurons glorieux!  
Car ton bras sait porter l'épée, il sait  
porter la croix!  
Ton histoire est une épopée Des plus  
brillants exploits.  
Et ta valeur, de foi trempée,  
Protégera nos foyers et nos droits,  
Protégera nos foyers et nos droits.