

## Executive Committee

<b>Meeting No.</b>	28	<b>Contact</b>	Patsy Morris, Committee Administrator
<b>Meeting Date</b>	Monday, January 5, 2009	<b>Phone</b>	416-392-9151
<b>Start Time</b>	9:30 AM	<b>E-mail</b>	pmorris@toronto.ca
<b>Location</b>	Committee Room 1, City Hall	<b>Chair</b>	Mayor David Miller

Executive Committee		
Mayor David Miller (Chair) Deputy Mayor Joe Pantalone (Vice-Chair) Councillor Shelley Carroll Councillor Janet Davis Councillor Glenn De Baeremaeker	Councillor Paula Fletcher Councillor Norm Kelly Councillor Gloria Lindsay Luby Councillor Giorgio Mammoliti	Councillor Pam McConnell Councillor Joe Mihevc Councillor Howard Moscoe Councillor Kyle Rae

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### **Declarations of Interest under the Municipal Conflict of Interest Act.**

**Speakers/Presentations - A complete list will be distributed at the meeting.**

**Confirmation of Minutes - November 10, 2008 and November 25, 2008**

### **Communications/Reports**

EX28.1	ACTION	10:00 AM		Ward: All
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### **Yonge Subway Extension – Environmental Assessment Submission and Project Update**

#### **Presentation Item**

#### **Origin**

(December 16, 2008) Report from the City Manager

#### **Recommendations**

The City Manager recommends that:

1. City Council, as co-proponent with York Region and TTC, approve the submission of the Environmental Project Report for the Yonge Subway Extension Project to the provincial Minister of the Environment and authorize the issuance of a joint Notice of Completion.
2. City Council confirm that the major components of the Project on which the Environmental Project Report is based (and which are more fully described in this report and the accompanying TTC staff report) comprise:
  - a. A 6.8 kilometre extension of the Yonge Subway line from its current terminus at Finch Station to the Richmond Hill Centre (Highway 7);
  - b. The construction of six new stations at Cummer/Drewry, Steeles, Clark, Royal Orchard, Langstaff/Longbridge, and Richmond Hill Centre, resulting in an average station spacing of 1.13 kilometres;
  - c. The provision of major inter-modal bus terminals at Steeles Station and Richmond Hill Centre Station and provision of a bus loop at Cummer/Drewry Station on the north side of Drewry west of Yonge Street;

- d. The provision of sufficient commuter parking facilities at the Langstaff/Longbridge station to serve existing Finch station customers (who will find it more convenient to park further north) and to attract new riders to the subway extension;
  - e. The conversion of the existing Finch Station pocket track/tail track to a double ended configuration, a crossover at Steeles Station and a crossover/tail track arrangement at Richmond Hill Centre Station; and
  - f. A bridge structure for the subway extension over the East Don River (between Clark and Royal Orchard Stations).
3. City Council direct the City Manager and Chief General Manager of the TTC to commence discussions with Metrolinx, the Province of Ontario, York Region and Government of Canada for the purposes of securing the appropriate funding and service agreements on the basis of the following principles:
- a. Consistent with the MoveOntario 2020 commitments, the City expects the Province of Ontario will be responsible for all capital costs, including property acquisition costs, necessary to implement the Yonge Subway Extension;
  - b. Any increases in net operating costs resulting from the operation of the Yonge Subway Extension will be at no cost to the City of Toronto;
  - c. TTC will be responsible for project management and delivery of the Yonge Subway Extension Project;
  - d. TTC will operate and maintain the subway infrastructure (including commuter parking lots) but excluding passenger pick up and drop off and bus terminals in York Region;
  - e. TTC will own the property, assets and subway facilities within York Region except for bus terminals and passenger pick up and drop off facilities/bus terminals located in York Region;
  - f. Stations and bus interface facilities used by the TTC will be designed and built consistent with TTC design standards and practices;
  - g. The Subway Rail Yard Needs Study to support the Yonge Subway Extension and service increases on the Yonge-University-Spadina (YUS) subway, being conducted by the TTC, may identify location options in York Region and may provide for further funding needs beyond those currently reflected in the preliminary budget;
  - h. The Spadina Subway Extension and Automatic Train Operation/Control (ATO/ATC) system on the YUS line must be in place prior to the opening of the Yonge Subway Extension; and

- i. The cost of measures to address potential capacity constraints at the Yonge-Bloor Station and North York Service Road arising from the proposed Yonge Subway Extension are to be included as project costs.
4. City Council provide a copy of this report and Council's recommendations to York Region, Metrolinx, and Province of Ontario for information.

### **Summary**

A key purpose of this report is to obtain Council approval to submit the Environmental Project Report (EPR) for the Yonge Subway Extension Project to the Minister of the Environment and authorization to jointly issue, with York Region, a Notice of Completion. York Region initiated the early functional planning work on the Project and, in October 2008, the City/TTC became a co-proponent in the Transit Project Assessment Process (TPAP) process which has resulted in the completion of the EPR as required under the Environmental Assessment Act Regulation 231/08. A summary of the public's participation in the Project to this point is included in Attachment 1 of this report. The submission of the EPR is only one step in the planning and implementation of the Yonge Subway Extension Project.

This report establishes a number of principles on which subsequent steps in the process should be based. First, the City Manager and Chief General Manager of the TTC should initiate discussions with Metrolinx, the Province, York Region and the Federal government to negotiate funding and service agreements. Key principles include: the Project should incur no additional capital or net operating costs to the City; the TTC will manage, deliver, operate, maintain and largely own the Project; and provision should be made for funding related infrastructure costs, notably the provision of additional storage yards and expansion of the capacity of the Bloor-Yonge subway station.

The City will need to complete the North York Service Road as part of the Yonge Subway Extension Project implementation and undertake an area study for the Yonge corridor between Cummer/Drewry and Steeles Avenue to assess the impacts of new subway service on the future pattern of land use and activities. From a City/TTC perspective the extension of the Yonge subway line is not viewed as a priority transit project but it is key to York Region's plans for growth and development and is included in the top fifteen transit projects of the Regional Transportation Plan as approved by Metrolinx in November, 2008.

### **Financial Impact**

The Yonge Subway Extension project is included in the TTC's 2009-2013 Capital Budget as a "below the line" project. The project can only proceed upon securing full funding from the Province (through Metrolinx) and Council approval.

While it is expected that all capital costs associated with the project will be funded by the Province, there have not been any commitments made to date with respect to responsibility for operating costs. It is proposed that staff commence negotiations to secure appropriate agreements for funding of all capital costs and future net operating costs of the extension. Further reports to Council will provide details on the outcome of these discussions.

The cost of the functional planning study and work on the Transit Project Assessment Process (TPAP) has been funded to date by York Region. The TTC Capital Budget contains \$0.3 million to allow TTC staff input to the project to continue to April, 2009 at which time it is anticipated that additional Provincial funding will be available to proceed with initial start up costs. The costs of City staff participation in the project to date have been modest and have been absorbed within program budgets. In future, to the extent that such costs cannot be absorbed, funding will be sought from Metrolinx for direct project related costs.

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

### **Background Information**

Yonge Subway Extension - Environmental Assessment Submission and Project Update  
(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17894.pdf>)

Yonge Subway Extension - Final Report on Transit Project Assessments Process and Future Actions  
(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-18085.pdf>)

## **1a Yonge Street Subway Extension - Final Report on Transit Project Assessment Process and Future Actions**

### **Origin**

(December 18, 2008) Letter from the General Secretary, Toronto Transit Commission

### **Summary**

Letter from the General Secretary, Toronto Transit Commission advising that at its meeting on Wednesday, December 17, 2008, the Commission considered the attached report entitled, “Yonge Subway Extension – Final Report on Transit Project Assessment Process and Future Actions.”

The Commission approved, in principle, the Recommendations contained in the report, subject to amending Recommendation No. 2 to read as follows:

- “2. Make its support for the implementation of the Yonge Subway extension project contingent on the following requirements:
  - a. The TTC’s base capital funding needs must continue to be fully funded including replacement streetcars and the Transit City lines are the first priority for implementation;
  - b. The TTC’s future base capital funding needs for rail yard expansion the expanded subway car fleet to support reduced headways on the YUS line and increased capacity of Yonge-Bloor Station must also be funded.
  - c. The Spadina Subway Extension and ATO/ATC on the YUS line must be in place prior to the opening of the Yonge Subway Extension.

- d. It will not be possible to implement improved headways on the YUS line (with ATO/ATC) without a significant investment in Yonge-Bloor Station capacity prior to the availability of the new signal system in 2016, and the Yonge-Bloor Station improvements must therefore be fully funded.
- e. The capacity of the Yonge Subway line to accommodate future ridership from this extension (and other network improvements that connect to the Yonge Subway) is a significant operational issue that requires further study and resolution before the project can proceed.
- f. The current budget for the Yonge Subway project includes an allowance for storage/maintenance of Yonge Subway Extension vehicles in an existing yard (Wilson or Davisville). Should a stand alone yard (or a satellite facility at the north end of the Yonge Subway Extension project) be required, the capital cost of the Yonge-Subway project will increase from the current estimate of \$2.4 billion (2008 dollars). The Subway Rail Yard Needs Study to support the Yonge Subway Extension and other planned increases on the YUS Subway line currently being undertaken by the TTC will identify future yard requirements to 2031 including the capital cost implications for yards over and above the existing Yonge Subway extension budget, and these needs must be met prior to implementation.
- g. The estimated \$125 million cost to acquire property for the Yonge Subway project has not yet been confirmed as eligible for funding from the Province of Ontario based on draft capital cost eligibility guidelines. The TTC/City position is that property costs for the project should not be born by the TTC/City, and
- h. The design of Yonge Subway Extension stations and surface facilities be designed to a high standard of excellence in collaboration with proven architects, including integrated artwork and be environmentally sustainable consistent with City/TTC standards.
- i. An origin-destination study of the travel demand in the proposed service area be undertaken, and that this report identify other transit projects that serve this demand.
- j. The feasibility of accommodating the increased ridership in stations on the YUS line must be determined and funded, with specific regard to all stations south of Eglinton on the Yonge line.”

The Commission also approved the following ancillary motions:

- 1. Noting the complexity of the project and the multiple and diverse implications of the project for the TTC, staff be requested to report to the next TTC Commission meeting and the Executive Committee of the City on the implications and possibilities that may be provided by using an Individual EA process or a Class EA process to review this project.

2. That staff be requested to report back to the Commission in January on:
  - a. The projected operating costs of the completed project;
  - b. Likely inter-regional fare scenarios;
  - c. Expected ridership figures on opening day; and
  - d. Impacts to the Yonge Extension from GO Transit expansion projects, specifically in the Yonge Corridor.
  
3. That staff be requested to report back on the feasibility of purchasing a 7th car or lengthening the six cars that would make up a new train.

The Commission also forwarded the foregoing to the City Executive Committee for consideration at its meeting on January 5, 2009.

### **Background Information**

Yonge Subway Extension - Final Report on Transit Project Assessment Process and Future Actions

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17907.pdf>

EX28.2	ACTION			Ward: All
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### **Donation of Decommissioned Ambulances**

#### **Origin**

(December 4, 2008) Report from the City Manager

#### **Recommendations**

The City Manager recommends that City Council:

1. authorize Toronto EMS to donate two of its decommissioned ambulances, vehicles that would normally go to auction, at no cost to the City of Soyapango, El Salvador.

#### **Summary**

This report seeks Council approval for Toronto Emergency Medical Services to donate two decommissioned ambulances to the City of Soyapango, El Salvador, for use in humanitarian purposes. This follows Council's previous approval, in December 2007, for the donation of one decommissioned ambulance to Soyapango, as part of the technical partnership between Toronto and Soyapango, under the umbrella of the Federation of Canadian Municipalities.

The Toronto EMS ambulance life-cycle process results in the replacement of thirty ambulances annually. Many of these vehicles have a number of years of service still available for purposes

other than emergency response. The overall value of the benefit to Soyapango will far surpass the relative market value of the revenues received by the City of Toronto through the normal auction disposal process.

### Financial Impact

Each decommissioned ambulance sold at the City's public auction normally generates revenues averaging between \$6,000 to \$10,000 per vehicle. These revenues (auction proceeds) are deposited in EMS' Vehicle Reserve to partially offset the costs to replace an estimated 30 ambulances per year. The Vehicle Reserve is funded from a yearly contribution from the operating budget of \$3.635 million that is cost shared at 50% by the Province and 50% by the City.

Other than foregone auction revenues, there will be no financial impact involved with this donation. El Salvador will be responsible for all preparation and shipping costs, and the City of Toronto will have no liability for their operation or condition once the vehicles leave City property.

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

### Background Information

Donation of Decommissioned Ambulance

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17895.pdf>)

Appendix 1 - Letter from Carlos Alberto Garcia Ruiz, Municipal Mayor of Soyapango

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17896.pdf>)

Appendix 2 - Letter from Father Hernan Astudillo, San Lorenzo Anglican Church

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17897.pdf>)

EX28.3	ACTION			Ward: All
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## Federal Gas Tax Funding Agreement – Amendment for Extension from 2010 to 2014

### Origin

(December 5, 2008) Report from the City Manager

### Recommendations

It is recommended that:

1. Council ratify the September 3, 2008 agreement to extend the Canada-Ontario-AMO-City of Toronto Agreement for the Transfer of Federal Gas Tax Revenues under the New Deal for Cities and Communities to 2014.

### Summary

This report recommends Council ratify the agreement which extends the flow of Federal Gas Tax Revenues from 2010 to 2014. The extension will result in the contribution of an additional



\$619,112,844 in federal funding to the City of Toronto for public transit.

### Financial Impact

Ratification of the agreement to amend the *Canada-Ontario-AMO-City of Toronto Agreement for the Transfer of Federal Gas Tax Revenues under the New Deal for Cities and Communities* will provide federal funding of \$619,112,844 from 2010 to 2014 to the City of Toronto for public transit.

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

### Background Information

Federal Gas Tax Funding Agreement - Amendment for Extension from 2010 to 2014

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17898.pdf>)

Appendix 1 - Federal Gas Tax Agreement Extension

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17899.pdf>)

EX28.4	Information			Ward: All
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## 2009-2011: Access, Equity and Human Rights Action Plans

### Origin

(December 15, 2008) Report from the City Manager

### Summary

This report submits Access, Equity and Human Rights (AEHR) Action Plans prepared by City Divisions for the period 2009-2011 as directed by Council in July and December 2008.

The Action Plans submitted in this report outline the initiatives being taken by City Divisions to meet Access, Equity and Human Rights objectives. Results will be submitted to Council in the fall of 2010. Appendix 1 contains the Action Plans submitted by City Divisions.

**NOTE: APPENDIX 1 REFERRED TO IN THE REPORT (DECEMBER 15, 2008) FROM THE CITY MANAGER WILL BE DISTRIBUTED AS SOON AS IT IS AVAILABLE.**

### Background Information

2009-2011: Access, Equity and Human Rights Action Plans

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17900.pdf>)

EX28.5	ACTION			Ward: All
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## **AOCC Settlement of Operating Results for Year 2007**

### **Confidential Attachment - Labour relations or employee negotiations**

#### **Origin**

(December 15, 2008) Report from the Acting Deputy City Manager and Chief Financial Officer

#### **Recommendations**

The Acting Deputy City Manager and Chief Financial Officer recommends that:

1. The accumulated surpluses of \$16,120 be paid to the City of Toronto for three AOCCs and be used to partially fund the payment of operating deficits of \$228,182 for the other seven AOCC's core administration operations resulting in a net payment of \$212,062 to AOCC (as detailed in Attachment 1) to be funded from under-expenditures reported through the final 2008 year-end variance report.

#### **Summary**

This report recommends settlement with the 10 Community Centres (Association of Community Centres or AOCCs) on their Core Administration Operations for 2007 based on audited financial results.

#### **Financial Impact**

The total surpluses of \$16,120 from three Community Centres will partially offset the funding of total deficits of \$228,182 resulting in a net payment of \$212,062 from the City to the AOCCs arising mainly from the Core Administration Operations' year end results for 2007. The amount will be funded from under-expenditures reported through the final 2008 year-end variance report. Reasons for the over-expenditures are provided in the confidential attachment.

#### **Background Information**

AOCC Settlement of Operating Results for Year 2007  
<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17901.pdf>

**(Deferred from November 10, 2008 - 2008.EX26.13)**

EX28.6	ACTION			Ward: All
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## **Heads and Beds Levy on Institutions**

#### **Origin**

(October 23, 2008) Report from the City Solicitor and Acting Treasurer

## Summary

This report provides a review of the legislative base for taxation on Universities and Colleges, Hospitals and Correctional Facilities (Institutions).

## Financial Impact

There are no financial impacts associated with this report.

## Background Information

Heads and Beds Levy on Institutions

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17662.pdf>)

EX28.7	ACTION			Ward: All
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## Operating Variance Report for the Nine-month Period Ended September 30, 2008

### Origin

(November 18, 2008) Letter from the Budget Committee

### Recommendations

The Budget Committee recommended to the Executive Committee that:

1. City Council approve an expenditure increase of \$0.300 million in the 2008 Non-Program Operating Budget funded from the Arbitration and Legal Awards Reserve to enable the City Solicitor to pay court orders and legal settlement faster and more efficiently.
2. City Council approve the technical adjustments detailed in Appendix D to amend the 2008 Council Approved Operating Budget between Programs with no Net Budget impact in order to ensure accurate reporting and financial accountability.

### Summary

The purpose of this report is to provide Council with the City of Toronto Operating Variance for the nine-month period ended September 30, 2008, together with operating variance projections for the year ending December 31, 2008; and to obtain Council's approval for amendments to the City of Toronto Operating Budget between Programs to ensure accurate reporting and financial accountability with no increase to the 2008 Council Approved Net Operating Budget.

At the end of the nine-month period ended September 30, 2008, actual net expenditures were under budget by \$12.528 million or 0.5 per cent of the 2008 Operating Budget. Projections to year-end indicate that the 2008 Council Approved Net Operating Budget will be under-spent by \$6.882 million or 0.2 per cent. As indicated in Appendix A, City Operations project a

favourable variance at year-end of \$4.657 million primarily due to under-expenditures in various City Programs including Social Services, Office of the Treasurer, and Shelter, Support and Housing Administration. These under-expenditures are partially offset by significant over-expenditures in Transportation Services because of higher than budgeted snow removal costs and increases in new winter maintenance and salt contracts to be incurred in the fourth quarter.

Agencies, Boards and Commissions (ABCs) collectively project an unfavourable variance at year-end of \$5.705 million net as a result of increased employee benefit costs, higher than expected overtime expenses, increased snow removal costs due to higher than normal snowfall in early 2008, as well as passenger revenue loss during the 2-day transit strike in April all attributed to Toronto Transit Commission (TTC) – Conventional Services. Corporate Accounts will be under-spent by \$7.930 million attributed to delays in issuing new debt given uncertain capital market conditions resulting in lower than budgeted debt charges of \$5.000 million; higher than budgeted interest, dividend and investment earnings of \$4.746 million, and higher than expected revenue of \$1.810 million generated from off-street and on-street parking facilities by Toronto Parking Authority. These favourable variances will be partially offset by higher than planned vacancy rebates and tax deficiencies.

### Financial Impact

Net expenditures for the nine-month period ended September 30, 2008 were under budget by \$8.128 million or 0.3 per cent (See Table 1). Projections to year-end indicate a net operating budget under-expenditure of \$6.882 million or 0.2 per cent. The Acting Deputy City Manager and Chief Financial Officer will monitor expenditures of Programs and ABCs projecting over-expenditures by year-end, and will institute appropriate strategies to ensure that the spending is on budget at year-end.

	September 2008 Over/(Under)	Projected Y/E 2008 Over/(Under)
Citizen Centred Services “A”	(8.7)	(8.7)
Citizen Centred Services “B”	3.0	11.1
Internal Services	(5.9)	(4.2)
City Manager	(0.7)	(0.8)
Other City Programs	(4.2)	(1.9)
Council Appointed Programs	(0.3)	(0.1)
Total – City Operations	(16.8)	(4.7)
Agencies, Boards and Commissions	6.3	5.7
Corporate Accounts	(2.0)	(7.9)
Sub-Total	4.3	(2.2)
Total Variance	(12.5)	(6.9)

**Background Information**

Operating Variance Report for the Nine-month Period Ended September 30, 2008  
<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17902.pdf>

EX28.8	ACTION			
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**Proposed Amendment to Chapter 27, Council Procedures – Deletion of Part (b) of Section II Special Committees**

**Public Notice****Origin**

(November 10, 2008) Letter from the City Clerk

**Summary**

Letter dated November 10, 2008, from the City Clerk advising that the Executive Committee on November 10, 2008, deferred consideration of the following motion until its meeting scheduled to be held on January 5, 2009, in order that appropriate notice can be given with respect to the following proposed amendment to Chapter 27, Council Procedures:

Moved by Councillor De Baeremaeker on behalf of Councillor Del Grande:

“That Chapter 27, Council Procedures, be amended by deleting the following from “Section II – Special Committees - B. Composition”, Part (2) (b), to provide that a Chair of a Community Council will be able to sit on the Audit Committee:

“(b) Chair of a Community Council;”.

**Background Information**

Proposed Amendment to Chapter 27, Council Procedures - Deletion of Part (b) of Section II Special Committees  
<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17904.pdf>

EX28.9	ACTION			
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**Response to Fiscal Update, Expectations from Provincial Government and Implications for Action**

**Origin**

(November 19, 2008) Letter from the Toronto Film Board

### Recommendations

The Toronto Film Board recommends to the Executive Committee that:

1. City Council advocate the following, that:
  1. The Government of Ontario and the Government of Canada address fairness in artists' incomes.
  2. To this end:
    - i. The Federal Government consider the early adoption of an income averaging system for artists.
    - ii. The Federal Government exempt a reasonable portion of income derived from royalties and residuals from income tax, on the model of the Quebec Government's artistic exemption program.
    - iii. The Government of Ontario implement similar measures in the provincial income tax system.

### Summary

Letter (November 19, 2009) from the Toronto Film Board advising that the Film Board on November 20, 2008, heard an update by Mr. Brian Topp on the Response to Fiscal Update, Expectations from Provincial Government and Implications for Actions and provided a communication entitled "Economic Measures To Help Artists" to members of the Toronto Film Board.

### Background Information

Response to Fiscal Update, Expectations from Provincial Government and Implications for Action

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17909.pdf>

Economic Measures to Help Artists

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17910.pdf>

EX28.10	ACTION			
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### Changes to Lobbyist Registry

#### Origin

(November 6, 2008) Letter from Councillor Suzan Hall

#### Summary

Letter (November 6, 2008) from Councillor Suzan Hall, stating that concern has been raised by herself and other Councillors regarding the reporting of lobbyist communication with City Council; and requesting that staff report back to the Executive Committee with a revised bylaw to reflect that there is a clear distinction between proactive lobbying (face-to-face or telephone communication) and benign correspondence.

### Background Information

Changes to Lobbyist Registrar

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17905.pdf>

EX28.11	ACTION			
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### Personal Vehicle Tax

#### Origin

(November 3, 2008) Letter from Councillor Howard Moscoe

#### Recommendations

It is recommended:

1. That the City exempt from the personal vehicle tax any vehicle that is specifically licenced by the city as a business.
2. The Treasurer report to the Executive Committee how refunds would be administered.

#### Summary

Letter (November 3, 2008) from Councillor Moscoe, advising that Toronto City Council on October 22nd and 23rd, 2007 approved the Personal Vehicle Tax. At the time we were assured that the tax would not be applied to commercial vehicles; but I understand that the criteria for determining what constitutes a commercial vehicle is that the vehicle is registered to a corporation or a business.

Unfortunately because the city has implemented an Ambassador Program the majority of taxis in this city are registered to the owner. For that reason Toronto taxi owners have been forced to pay a Personal Vehicle Tax on the renewal of their plates. There is no one who would dispute that a licenced city taxi is a commercial vehicle.

I have discussed this matter with staff and I understand that they are preparing a report regarding this matter. I know that the definition of what constitutes a personal vehicle is complex but it is imminently clear to me that we ought to be exempting from the tax any vehicle that is licenced by the city as a business

### Background Information

Personal Vehicle Tax

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17911.pdf>

EX28.12	ACTION			
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### **Budget Shortfall - Land Transfer Tax**

#### **Origin**

(November 4, 2008) Letter from the City Clerk

#### **Summary**

Letter (November 4, 2008) from the City Clerk referring to the Executive Committee an Administrative Inquiry (October 20, 2008) addressed to Mayor David Miller from Councillor Michael Thompson, entitled “Budget Shortfall - Land Transfer Tax”, inquiring about the City’s goal of achieving a balanced budget in light of a slowing economy, plunging consumer confidence and impending layoffs. More specifically, inquiring about the effect that falling home prices and home sales in the city of Toronto will have on this year’s budget; and posing the following questions:

1. Prior to the introduction of the land transfer tax, were any estimates made concerning its potential negative impact on home sales in the city of Toronto?
2. Were any contingency plans made should the revenues from the Land Transfer Tax not meet projected levels?
3. In light of plunging home sales, what plans are now in place to make up for the lost revenue from the Land Transfer Tax, and keep the city’s budget balanced?
4. If the City cannot replace the revenues lost to weaker than anticipated home sales, what expenditures do you plan to cut to ensure that the City’s budget is balanced?

#### **Background Information**

Budget Shortfall - Land Transfer Tax

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17912.pdf>

EX28.13	ACTION			
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### **Increased Powers of the Office of the Mayor**

#### **Origin**

(December 1, 2008) Letter from the City Clerk

#### **Summary**

Letter (December 1, 2008) from the City Clerk referring to the Executive Committee an Administrative Inquiry (October 16, 2008) addressed to Mayor David Miller, from Councillor



Stintz, entitled “Increased Powers of the Office of the Mayor”, wherein it states that over the past year there has been discussion and debate at both City Council and Executive Committee about increasing the powers of the Mayor’s office. This matter has important impacts on the future governance of the City of Toronto. Increasing the powers of the Mayor’s office has been discussed since the release of the Fiscal Review Panel’s report in February earlier this year. While you have not taken a formal position on the recommendation, you have assumed the powers that were outlined in the Report. Several motions requesting further discussion on this matter were referred to your office during the June 3<sup>rd</sup>, 2008 meeting of the Executive Committee. Under our Procedures By-Law (Section 27-78 D, Subsection 3), unless otherwise indicated, these motions are required to be revisited three months from their time of referral. Increasing the powers of the Mayor requires checks and balances and a redefined role for Council. Please indicate exactly when this will be brought to City Council for discussion.

### Background Information

Increased Powers of the Office of the Mayor

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17913.pdf>)

EX28.14	ACTION			
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### Dundas Street West Watermain Repairs and Streetscaping

#### Origin

(December 1, 2008) Letter from the City Clerk

#### Summary

Letter (December 1, 2008) from the City Clerk referring to the Executive Committee a Motion by Councillor Giambrone, seconded by Councillor Vaughan, headed “Dundas Street West Watermain Repairs and Streetscaping”, wherein it is recommended that:

1. the 2009 Water Program be amended as necessary to complete the watermain work in Ward 18 on Dundas Street West in 2009 and that the construction be coordinated with the streetscaping work on Dundas by increasing the 2009 Capital Budget and deferring other work in Ward 18 as necessary in consultation with Councillor Giambrone;
2. the DuWest BIA be consulted and given the opportunity to participate in the streetscaping improvements on Dundas Street West; and
3. the General Managers for Toronto Water and for Transportation be given authority as needed to bring these recommendations into effect.

### Background Information

Dundas Street West Watermain Repairs and Streetscaping

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17914.pdf>)

EX28.15	ACTION			
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## Student Day of Action

### Origin

(November 4, 2008) Member Motion from Councillor Perruzza, seconded by Councillor Fletcher

### Recommendations

1. The City of Toronto endorses the Canadian Federation of Students Ontario 'Student Day of Action' on November 5, 2008.

### Summary

The cost of post secondary education continues to rise causing serious concerns for many students and their families. Undergraduate tuition fees in Ontario have tripled since 1990 while the average student debt in Ontario has skyrocketed by 250 percent in the past 15 years to over \$25,000.00 for four years of study. Professional programs such as law and medicine cost as much as \$20,000.00 per year.

Many new jobs require post-secondary education, thus rising tuitions reduce opportunities for many low and middle-income families while magnifying barriers for Aboriginal, rural, racialised and other marginalised students. Currently, Ontario provides the lowest per capita funding for post-secondary education in Canada while many countries fully fund higher education and charge little or no fees for college or university. Government efforts to deal with this problem are generally not supported as public opinion polls show that nearly three-quarters of Ontarians think the government's 'Reaching Higher' framework for tuition fee increases of 20 to 36 per cent over four years is "unfair".

### Background Information

Student Day of Action

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17915.pdf>

EX28.16	ACTION			
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## Implementation of the Fiscal Review Panel's Recommendation Regarding the Setting of Fiscal Targets

### Origin

(November 4, 2008) Member Motion from Councillor Stintz, Seconded by Councillor Jenkins

## Recommendations

1. That the City Manager and the Acting Deputy City Manager and Chief Financial Officer be requested to prepare a report to City Council on how this recommendation will be implemented.

## Summary

In October 2007, as part of the compromise reached for the implementation of the Land Transfer Tax and Vehicle Registration Tax, Mayor David Miller commissioned an independent Fiscal Review Panel to investigate the operations of the City and report back in February 2008.

One of the key recommendations of the panel is that the City set fiscal targets. More specifically, “The Mayor and Council must make the City’s fiscal stability and sustainability an urgent and top priority and establish financial goals tied to its long-term priorities and limited resources.”

Furthermore,

- “The Mayor and Council should adopt a blueprint for setting out ambitious yet realistic fiscal goals to be achieved by the end of each year of the current term tied to its long-term priorities.
- The Mayor and Council should set and meet targets for cost reduction each year and start by achieving efficiencies and other savings of \$50 million in fiscal year 2008 and \$150 million in fiscal year 2009 and beyond.
- The Mayor and Council should review deviations from the fiscal goals and direct management to take corrective action within the current year to stay on track.
- The Mayor and Council should engage the public in setting these goals and report on how effective they have been in achieving them.”

## Background Information

Fiscal Review Panel's Recommendation Regarding the Reduction and Containment of Costs (<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17916.pdf>)

EX28.17	ACTION			
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## Fiscal Review Panel's Recommendation Regarding the Reduction and Containment of Costs

### Origin

(December 8, 2008) Member Motion from Councillor Stintz, Seconded by Councillor Parker

## Recommendations

1. That the City Manager and the Acting Deputy City Manager and Chief Financial Officer prepare a report to City Council on how this recommendation will be implemented.

## Summary

In October 2007, as part of the compromise reached for the implementation of the Land Transfer Tax and Vehicle Registration Tax, Mayor David Miller commissioned an independent Fiscal Review Panel to investigate the operations of the City and report back in February 2008.

One of the key recommendations of the panel is that the City develop a cost reduction and cost containment strategy. More specifically, “The City must adopt or enhance several cost reduction and cost containment programs such as Core Services Review, a Cost Optimization Review, a Catch the Little Things program, and a strengthening of the Auditor General’s office, driving City-wide shared services initiatives and consistent new policies for outsourcing, procurement and contract monitoring.” Furthermore,

- “The City should immediately implement a ‘Core Services and Cost Optimization Review’ program to identify areas of duplication of efforts, overlap of responsibilities, and efficiency gains in service delivery.
- The City should implement a ‘Catch the Little Things’ program that reviews some of the smaller areas of savings that taken together will have a large impact.
- The City should increase the budget for the Auditor General’s office to enable it to complete more efficiency audits and drive more savings.
- The City should also enhance its Internal Audit function to respond to the Auditor General’s recommendations.
- The City should review its Outsourcing and Procurement policies in connection with its over \$1 billion in annual expenditures; improve the monitoring process for City departments and for the ABCCs; and strive to improve transparency, consistency, efficiency and savings potential.
- The City should review its City-wide Shared Services departments and those of the ABCCs and look for opportunities to consolidate certain key functions and responsibilities.”

## Background Information

Fiscal Review Panel's Recommendation Regarding the Reduction and Containment of Costs (<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17917.pdf>)

EX28.18	ACTION			
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## **Municipal Election Finance Reform – By-law to Prohibit Corporate and Trade Union Contributions**

### **Origin**

(December 8, 2008) Member Motion from Councillor Walker, Seconded by Councillor Jenkins and Councillor Lee

### **Recommendations**

1. That City Council enact a by-law to prohibit corporations and trade unions from contributing to any candidate for Mayor and Councillor in the City of Toronto from the 2010 municipal election onwards.
2. That City Council reaffirm its decisions of September 28, 29, 30 and October 1, 2004 and October 31, 2005, in support of the amended recommendations of the Toronto Election Finance Review Task Force.
3. That the City Clerk be directed to report to the March 2009 meeting of the Executive Committee on the current status of negotiations with the Provincial government regarding municipal election legislation reform.

### **Summary**

City Council at its meeting on September 28, 29, 30 and October 1, 2004, adopted, as amended, by a vote of 35 to 8, Policy and Finance Committee Report 7, Clause 3, headed "Toronto Election Finance Review Task Force Recommendations", for reform of municipal election campaign finances in the City of Toronto. This matter was then forwarded to our Provincial Minister of Municipal Affairs and Housing on October 6, 2004.

These reforms were adopted by City Council to improve electoral fiscal transparency and accountability, to reduce the influence of special interests and to mitigate the financial advantages of incumbency.

On October 26, 27, 28 and 31, 2005, City Council, adopted, without amendment, by a vote of 29 to 3, Notice of Motion J(1), headed "Election Campaign Finance Reform", and, in so doing, re-affirmed its support for these reforms by adopting a motion regarding the urgent implementation of the Toronto Election Finance Review Task Force recommendations.

The main recommendations of this reform package are:

1. Prohibit all corporate and trade union contributions to municipal election campaigns.
2. Disallow candidates from transferring financial surpluses from one campaign to the next.
3. Update spending limits and redefine rules with respect to excluded expenses.
4. Require Elections Ontario to be responsible for the monitoring and enforcement of the provisions of the Municipal Elections Act, 1996.

The Province did not include permissive legislation City Council needed to implement any of the Toronto Election Finance Review Task Force recommendations until Bill 53, City of Toronto Act - Stronger City of Toronto for a Stronger Ontario Act, 2006, which was enacted January 1, 2007. Further, the Provincial government did not include in the City of Toronto Act, 2006, the required permissions to implement all the recommendations of the Toronto Election Finance Review Task Force adopted by City Council, except to prohibit corporate and union donations to municipal election campaigns; with the City of Toronto Act, 2006, the Province amended the Municipal Elections Act, 1996 (Section 70.1), to allow any municipality to prohibit contributions from corporations and trade unions to candidates for municipal election. Because the Provincial government held off on passing the needed reforms for the City of Toronto, this prevented City Council from implementing new election campaign finance rules for the 2006 Municipal Election.

Since January 2008, the City of Toronto Election Services has been in discussion with the Ministry of Municipal Affairs and Housing regarding further amendments to the City of Toronto Act, 2006, and the Municipal Elections Act, 1996, which would implement further reform of the City of Toronto municipal election process, including implementation of the remaining portions of the Toronto Election Finance Review Task Force recommendations. The formal portion of these discussions has concluded and the Ministry has promised to circulate draft amendments to the Provincial Cabinet later this year.

As shown by the previous City Council votes on this issue, there is significant support among Members of City Council for banning contributions from corporations and trade unions to municipal election candidates. Most recently, the Chair of the Toronto Transit Commission, Councillor Adam Giambrone, stated in an October 28, 2008 Globe and Mail article that "he would support a Council-wide ban on corporate and union donations."

Now there is no reason to delay; City Council now has the power under the City of Toronto Act, 2006, to implement a by-law prohibiting contributions from trade unions and corporations to municipal candidates for Councillor and Mayor.

### **Background Information**

Municipal Election Finance Reform y By-law to Prohibit Corporate and Trade Union Contributions

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17918.pdf>

EX28.19	ACTION			
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### **Ensure Social Safety-Nets In Place: Recession/Depression Readiness**

#### **Origin**

(December 8, 2008) Member Motion from Councillor Walker, Seconded by Councillor Thompson

## Recommendations

1. That City Council endorse a supportive loan guarantee to "The Big Three" automakers (Ford; General Motors; Chrysler) by the Federal and Provincial governments and such endorsement be conditional upon the governments' approval of a written business plan submitted by "The Big Three" outlining the intended use of the subject loan/financial aid with special consideration and respect for taxpayer dollars.
2. That City Council request the Provincial government to accelerate the uploading of Social Services and Housing and, in addition, request the Provincial government to be prepared to support the City of Toronto if Ontario Works reserves become exhausted.
3. That City Council schedule a Special Meeting of City Council in January 2009 to discuss priorities and strategies to support readiness for the impending global recession/depression.
4. That City Council request the City Manager, in consultation with the Acting Deputy City Manager and Chief Financial Officer, to report to a January 2009 meeting of the Budget Committee on the following:
  - i. the average monthly caseload for Ontario Works for 2008, including month-by-month breakdown;
  - ii. a retrospective comparison of average monthly caseloads since 1998, budgeted and actual;
  - iii. a financial accounting of the current state of the City of Toronto reserve fund for Ontario Works, Ontario Disability Support Program and all other major supportive reserve funds; and
  - iv. a status update of any sectors of City of Toronto operations or interest particularly susceptible to changes in the economy.
5. That City Council request the City Manager to report to the meeting of the Executive Committee in January 2009 on the following:
  - i. a presentation on recession-proofing strategies for large Cities, such as Toronto;
  - ii. a presentation on the City of Toronto's strategies employed in Canada's last recession 1989–1993, including Key Lessons Learned; and
  - iii. recommendations for action by City Council.

## Summary

The global economy is currently in a downward spiral, the likes of which no one has ever seen before. This situation has been brewing for years but the last 3 months have been unparalleled compared to previous economic downturns. The situation is getting worse by the week, even day by day. On November 20, 2008, the Toronto Stock Exchange experienced its greatest one-day drop in recorded history.

The realities of the impending impacts of this volatile economic activity are setting in – recession today maybe depression tomorrow. The Federal government is ready to plunge Canada back into deficit budgeting. Concerns over inflation have now turned to concerns over

deflationary momentum which, if it takes hold, will be disastrous to Toronto's employment prospects and its economy.

Over the past year, the number of Torontonians who are unemployed has risen and the number of Ontarians who are unemployed has risen significantly. As we know from past experience, when those Ontarians outside Toronto lose their jobs, some of them come into Toronto for our social safety-nets, thereby increasing our unemployment rates and Ontario Works caseload. We need to be prepared for this. As outlined in the City of Toronto 2007 Financial Report, "there is variability in certain program expenditures [i.e. Ontario Works; Ontario Disability Support Program; Social Housing] from year to year, some of which are vulnerable to economic down turns and interest rate fluctuations."

In 2007 and 2008, City Council has under-budgeted our Ontario Works program to offset other program expenditures. We cannot afford to make this same mistake in 2009.

Other trends of economic downturn are showing up in yearly data comparisons: new home sales in the Greater Toronto Area are down; the number of acquired building permits is down; retail sales are down for new car dealers, convenience and specialty food stores, and home furnishing stores.

The Consumer Price Index has fallen from 3.7 percent in August 2008 to 2.6 percent in October 2008 (Inflation has been reduced by 1.1 percent, signifying the start of deflationary momentum). The Bank of Canada has reduced the Prime Lending Rate by 36 percent in the last year (November 2007 = 6.25 percent; November 2008 = 4.00 percent).

We, as the elected stewards of Canada's largest City, must be prepared for the impending global recession/depression. We need to ensure the City of Toronto can weather this impending storm.

### **Background Information**

Ensure Social Safety-Nets In Place: Recession/Depression Readiness  
<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17919.pdf>

EX28.20	ACTION			
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### **Introduction of WWII Veterans Free Parking Privileges**

#### **Origin**

(December 8, 2008) Member Motion from Councillor Del Grande, Seconded by Councillor Lee

#### **Recommendations**

1. That the City of Toronto grant free parking privileges to our WWII Veterans for all City-facilities as well as on-street parking when Veterans vehicles display the designated license plate.



**Summary**

For many years the City of Toronto has honoured this Country's living World War Veterans by granting them free parking on the streets of Toronto, only on Remembrance Day and in the year of the Veteran.

**Background Information**

Introduction of WWII Veterans Free Parking Privileges

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17920.pdf>)

EX28.21	ACTION			
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**WWII Veterans Free TTC Privileges****Origin**

(December 8, 2008) Member Motion from Councillor Del Grande, Seconded by Councillor Lee

**Recommendations**

1. That City Council request the Toronto Transit Commission to grant free TTC privileges to our WWII Veterans.

**Summary**

For many years the City of Toronto and Toronto Transit Commission have honoured this Country's living World War Veterans by granting them free passage on the Toronto Transit Commission (TTC), on Remembrance Day, Veterans' Day and Warrior's Day.

TTC gives free passes to all retired TTC employees.

**Background Information**

WWII Veterans Free TTC Privileges

(<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17921.pdf>)

EX28.22	ACTION			
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**Election of Chair - Budget Committee****Origin**

(December 15, 2008) Letter from the City Clerk

**Summary**

Letter dated December 15, 2008, from the City Clerk advising that City Council on December 1 to 3, 2008, adopted, as amended, Striking Committee Item ST10.1, Council Member Appointments to Executive, Standing and Special Committees, City Agencies and Advisory

Bodies. Council appointed the following Members of Council to the Budget Committee for a term of office starting January 1, 2009 to November 30, 2010, and until successors are appointed:

Paul Ainslie  
 Maria Augimeri  
 A. A. Heaps  
 Joe Mihevc  
 Gord Perks  
 Kyle Rae  
*(Chair to be elected by the Executive Committee)*

### Background Information

Election of Chair - Budget Committee

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17922.pdf>

EX28.23	ACTION			
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### Election of Chair - Employee and Labour Relations Committee

#### Origin

(December 15, 2008) Letter from the City Clerk

#### Summary

Letter dated December 15, 2008, from the City Clerk advising that City Council on December 1 to 3, 2008, adopted, as amended, Striking Committee Item ST10.1, Council Member Appointments to Executive, Standing and Special Committees, City Agencies and Advisory Bodies. Council appointed the following Members of Council to the Employee and Labour Relations Committee for a term of office starting January 1, 2009 to November 30, 2010, and until successors are appointed:

Janet Davis  
 Frank Di Giorgio  
 Doug Holyday  
 Cliff Jenkins  
 Pam McConnell  
 Frances Nunziata  
*(Chair to be elected by the Executive Committee)*

### Background Information

Election of Chair - Employee and Labour Relations Committee

<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17923.pdf>

EX28.24	ACTION			
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## Toronto Transit Commission - Public Forum on Accessible Services

### Origin

(December 18, 2008) Letter from the General Secretary, Toronto Transit Commission

### Summary

Letter from the General Secretary, Toronto Transit Commission advising that at its meeting on Wednesday, December 17, 2008, the Commission considered the attached report entitled, “Public Forum on Accessible Services.”

The Commission adopted the Recommendation contained in the report, as listed below:

“It is recommended that the Commission:

1. Note that:
  - a. Two public forums were held on May 20, 2008 and October 22, 2008 to provide an opportunity for members of the public to provide input and suggestions on accessible services at the TTC.
  - b. The forums, which were undertaken jointly with the Advisory Committee on Accessible Transportation (ACAT), and were attended by Commissioners and TTC Senior Management, fulfill one of the commitments made by the TTC in response to the Ontario Human Rights Tribunal of Ontario Order regarding the provision of stop announcements on the surface systems.
  - c. The forums were generally well attended, and the TTC received over 300 comments and suggestions regarding ways of improving its service which have been documented and are being acted on;
  - d. TTC staff, in conjunction with ACAT, plan to hold an annual forum on TTC accessibility issues, with the next forum planned for May 2009; and,
2. Forward this report to City Council, Metrolinx, and the Ontario Human Rights Commission and the Ontario Human Rights Tribunal of Ontario.”

The Commission forwarded the foregoing to City of Toronto Council, through the City Executive Committee, for information.

### Background Information

Toronto Transit Commission - Public Forum on Accessible Services  
<http://www.toronto.ca/legdocs/mmis/2009/ex/bgrd/backgroundfile-17908.pdf>