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## Government Management Committee

<b>Meeting No.</b>	20	<b>Contact</b>	Patsy Morris, Committee Administrator
<b>Meeting Date</b>	Wednesday, January 14, 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>	Councillor Gloria Lindsay Luby

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Government Management Committee		
Councillor Gloria Lindsay Luby, Chair Councillor Michael Del Grande	Councillor Adrian Heaps Councillor Doug Holyday	Councillor Pam McConnell Councillor Bill Saundercook

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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 21, 2008**

**Communications/Reports**

GM20.1	ACTION			Ward: All
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**Election of Vice-Chair****Summary**

Election of Vice-Chair

GM20.2	ACTION			Ward: 10
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**Property Tax Exemption Agreement for Properties Owned by Bathurst Jewish Centre and United Jewish Welfare Fund (4588 and 4600 Bathurst Street)**

**Origin**

(December 23, 2008) Report from Acting Treasurer

**Recommendations**

The Acting Treasurer recommends that:

1. Former City of North York By-law No. 29454 be amended to delete references to “Jewish Immigrant Services of Canada, Toronto Hebrew Re-Establishment Services and Jewish Family and Child Service of Metro Toronto”, and to replace these with: “the United Jewish Welfare Fund (or its successor organization) and its related organizations”, and to make other consequential amendments as necessary;
2. Council affirm that the transfer of portions of land between the parcels known as 4588 Bathurst Street and 4600 Bathurst Street, as described in this report, will not trigger the requirement to repay property taxes foregone in the preceding 10-year period, as provided for in agreements between the property owners and the former City of North York;
3. Former City of North York By-law No. 33142 be repealed and the related tax cancellation agreement between the former City of North York and the Bathurst Jewish Centre (4588 Bathurst Street) dated February 2, 1998 be terminated and removed from title to the property;
4. Authority be granted for the introduction of the necessary bills to give effect thereto; and
5. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

## Summary

This report recommends that an existing tax exemption agreement between the former City of North York and the United Jewish Welfare Fund (owner of the property at 4600 Bathurst Street) be amended to eliminate specific references to named organizations that existed at the time the agreement was signed, to be replaced by more general wording that would permit the tax exemption to continue so long as the land is occupied and used for the purposes of the Welfare Fund (or its successor organization) and its related organizations. This report further recommends that Council affirm that certain transfers of small portions of land between 4588 and 4600 Bathurst Street, intended to facilitate redevelopment and corporate restructuring, will not trigger a condition in the tax exemption agreement that requires that property taxes for the preceding 10-year period be repaid if the property is sold, leased or otherwise disposed of. Finally, this report recommends that a tax cancellation agreement between the former City of North York and the Bathurst Jewish Centre (located at 4588 Bathurst Street) be terminated and removed from title to the property, as the tax cancellation was terminated on December 31, 1997, and replaced with a 100 per cent rebate of property taxes under the City's ethno-cultural rebate program in January 1998. Legal Services Division was consulted in the preparation of this report. This report, and the recommendations herein, replaces item GM19.4 that appeared on the agenda of the November 21, 2008 meeting of the Government Management Committee.

## Financial Impact

The property at 4600 Bathurst Street is currently exempt from taxation, and therefore the City receives no property tax revenue for this property. The continuation of the tax exemption will not result in any additional financial implications. As the property at 4588 Bathurst Street is already receiving an annual rebate of property taxes under the ethno-cultural rebate program, there are no additional financial implications resulting from the termination of the tax cancellation agreement identified in Recommendation 3.

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

## Background Information

Report - Property Tax Exemption Agreement for Properties Owned by Bathurst Jewish Centre and United Jewish Welfare Fund (4588 and 4600 Bathurst Street)  
(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18141.pdf>)

**(Deferred from November 21, 2008 - 2008.GM19.4)**

## **2a Property Tax Exemption Agreement for Properties Owned by Bathurst Jewish Centre and United Jewish Welfare Fund (4588 and 4600 Bathurst Street)**

### Origin

(November 4, 2008) Report from Giuliana Carbone, Acting Treasurer

## Recommendations

The Acting Treasurer recommends that:

1. Former City of North York By-law No. 29454 be repealed and the related agreement between the former City of North York and the United Jewish Welfare Fund (4600 Bathurst Street) dated June 17, 1985 be terminated and removed from title to the property.
2. Former City of North York By-law No. 33142 be repealed and the related tax cancellation agreement between the former City of North York and the Bathurst Jewish Centre (4588 Bathurst Street) dated February 2, 1998 be terminated and removed from title to the property.
3. Authority be granted for the introduction of the necessary bills to give effect thereto.
4. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

## Summary

This report recommends that certain tax exemption/tax cancellation agreements between the former City of North York and the Bathurst Jewish Centre (4588 Bathurst Street) and the United Jewish Welfare Fund (4600 Bathurst Street) respectively be terminated, and that related by-laws of the former City of North York be repealed. This will eliminate conditions that require property taxes for the preceding 10-year period to be repaid if the properties are sold, leased or otherwise disposed of. The property at 4600 Bathurst Street may be eligible to receive a 100 per cent rebate of property taxes under the City's rebate program for ethno-cultural centres, provided that the eligibility requirements of that rebate program are met, and 4588 Bathurst Street is currently receiving an annual rebate under the City's ethno-cultural rebate program. Legal Services Division was consulted in the preparation of this report.

## Financial Impact

The property at 4600 Bathurst Street is currently exempt from taxation, and therefore the City receives no property tax revenues for this property. With the elimination of the tax exemption identified in Recommendation 1, the City's property tax revenues will increase by approximately \$21,658 (based on the property's 2008 assessment and 2008 commercial tax rates). However, it is likely that the property will become eligible to receive a 100 per cent rebate of taxes under the City's ethno-cultural rebate program. As such, the City will be required to provide an annual rebate of the same amount, or \$21,658, from the City's non-program tax deficiency account, from which ethno-cultural rebates are funded. For 2009 and beyond, this will result in no net impact to the City.

As the property at 4588 Bathurst Street is already receiving an annual rebate of property taxes under the ethno-cultural rebate program, there are no additional financial implications resulting from the termination of the tax cancellation agreement identified in Recommendation 2.

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

**Background Information**

Report - Property Tax Exemption Agreement for Properties Owned by Bathurst Jewish Centre and United Jewish Welfare Fund (4588 and 4600 Bathurst Street)

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-17705.pdf>)

(Deferred from November 21, 2008 - 2008.GM19.14)

GM20.3	ACTION			Ward: 17
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**Expropriation of Portions of 1797 St. Clair Avenue West****Origin**

(November 6, 2008) Report from Chief Corporate Officer

**Summary**

The purpose of this report is to advise on the progress of consultations with Imperial Oil for the purpose of improving the appearance of 1797 St. Clair Avenue West.

**Financial Impact**

There are no financial implications associated with this report as it is only required to update Council on the progress of negotiations with Imperial Oil.

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

**Background Information**

Report - Expropriation of Portions of 1797 St. Clair Avenue West

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-17706.pdf>)

Appendix A - Location Map

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-17707.pdf>)

Appendix B - Draft Plan of Expropriation dated April 1, 2008 and identified as Job Number 2008-0286

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-17708.pdf>)

GM20.4	ACTION			Ward: 8
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**Real Estate Acquisitions - Toronto-York Spadina Subway Extension Project (South of Steeles)****Origin**

(December 15, 2008) Report from Chief Corporate Officer

## Recommendations

The Chief Corporate Officer recommends that:

1. Council authorize the Director of Real Estate to negotiate to acquire the property listed in Appendix A as required for the construction of a portion of the Toronto-York Spadina Subway Extension Project (the “Project”) within the geographical boundaries of the City (attached as Appendix A to this report) and to initiate expropriation proceedings, where necessary; and
2. Council authorize the Director of Real Estate to serve and publish Notices of Application for Approval to Expropriate the Required Property, to forward any requests for hearing that are received to the Chief Inquiry Officer, to attend the hearings in order to present the City’s position, and to report the Chief Inquiry Officer’s recommendations back to City Council for its consideration.

## Summary

The City of Toronto (“City”) is responsible for undertaking property acquisition for its geographical portion of the Toronto-York Spadina Subway Extension Project (the “Project”). This report seeks authority to permit the acquisition of required property, and to initiate expropriation proceedings, as they become necessary.

## Financial Impact

Total estimated property acquisition costs for the Project were estimated preliminarily at \$100 million in total, with approximately 60% attributable to the City. A further refinement to this preliminary estimate is currently under development.

Funding for property acquisition costs will be shared by the City, York Region, and the Move Ontario Trust, and will be provided as part of overall Project funding. Total agreed-upon project funding is as follows: Move Ontario Trust- \$870 million (plus interest); Federal Government - \$697 million; Toronto- \$526 million; York Region - \$352 million. While property costs are generally considered as ineligible for Federal funding, \$75 million of this funding was received in advance, is currently held in (the Move Ontario) Trust, and may be applied towards property acquisition.

Actual amounts expended for Project costs will be included in annual reporting to Council. All Project initiatives are included in the 2009 Approved Capital Budget, 2009-2013 Approved Capital Plan and 2014-2018 Approved Capital Forecast.

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

## Background Information

Report - Real Estate Acquisitions - Toronto-York Spadina Subway Extension Project (South of Steeles)

<http://www.toronto.ca/legdocs/mmis/2009/gm/bgnd/backgroundfile-18142.pdf>

Appendix A - GM20-4

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18143.pdf>)

Appendix B1 - GM20-4

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18144.pdf>)

Appendix B2 - GM20-4

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18145.pdf>)

Appendix B3 - GM20-4

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18146.pdf>)

Appendix B4 - GM20-4

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18147.pdf>)

GM20.5	ACTION			Ward: 27
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## Sale of the Public Lane between 51 Grosvenor Street and 76 Grenville Street

### Origin

(December 17, 2008) Report from Chief Corporate Officer

### Recommendations

The Chief Corporate Officer recommends that:

1. Subject to City Council authorizing the permanent closure of the public lane between 51 Grosvenor Street and 76 Grenville Street, being part of Lane on Plan 159 and shown as Part 1 on Sketch No. PS-2008-160 (the “Lane”), the City of Toronto enter into an Agreement of Purchase and Sale with the adjoining owner, Women’s College Hospital (the “Purchaser”), for the sale of the Lane, in the amount of \$980,000.00, substantially on the terms and conditions outlined in Appendix “A” to this report.
2. Authority be granted to direct a portion of the proceeds of closing to fund the outstanding expenses related to the Lane and the completion of the sale transaction.
3. The City Solicitor be authorized to complete the transaction on behalf of the City, including paying any necessary expenses, amending the closing, due diligence and other dates, and amending or waiving terms and conditions, on such terms as she considers reasonable.

### Summary

The purpose of this report is to authorize the sale of the public lane between 51 Grosvenor Street and 76 Grenville Street, to the adjoining owner, Women’s College Hospital.

The terms for completing the transaction, as set out herein, are considered to be fair, reasonable and reflective of market value.

### Financial Impact

We anticipate revenue in the amount of \$980,000.00 (net of GST), less closing costs and the usual adjustments from this sale.

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

### Background Information

Report - Sale of the Public Lane between 51 Grosvenor Street and 76 Grenville Street  
(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18148.pdf>)

Appendix A - GM20-5  
(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18149.pdf>)

Appendix B - GM20-5  
(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18150.pdf>)

GM20.6	ACTION			Ward: All
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### Sale of City Property - Potential Value of City's Natural Heritage

#### Origin

(November 19, 2008) Letter from Task Force to Bring Back the Don

#### Recommendation

The Task Force to Bring Back the Don requests the Government Management Committee:

1. To direct the Chief Corporate Officer to advise the Acting General Manager, Parks, Forestry and Recreation, of any City property that is considered for sale, in order that she may assess the potential value with regard to the City's precious natural heritage and forward any recommendations deemed necessary to the Government Management Committee.

#### Summary

The Task Force to Bring Back the Don, on November 19, 2008, considered the Minutes of the Habitat Restoration Team meeting held in November 2008, which also included documents entitled "What We Cannot Do With Trees" and "Task Force to Bring Back the Don".

### Background Information

Letter - Sale of City Property - Potential Value of City's Natural Heritage  
(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18151.pdf>)



GM20.7	Information			Ward: All
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## 2008 Final Report on Property Sales and Acquisitions

### Origin

(December 22, 2008) Report from Chief Corporate Officer

### Summary

This semi-annual report provides information regarding total property sales and purchases by the City in 2008. This report includes the number of properties proposed for sale and the current status of such properties. Also included are the number, value and type of properties purchased in 2008.

### Background Information

Report - 2008 Final Report on Property Sales and Acquisitions

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18152.pdf>)

Appendix A - GM20-7

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18153.pdf>)

Appendix B - GM20-7

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18154.pdf>)

GM20.8	ACTION			Ward: 27
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## City Hall Leases for Media Offices

### Origin

(December 8, 2008) Report from Chief Corporate Officer

### Recommendations

The Chief Corporate Officer recommends that:

1. Lease agreements with each of the current and future (if changed during the term) City Hall media tenants on the terms and conditions as set out in Appendix "A" of this report, together with such other terms and conditions as may be deemed appropriate by the Chief Corporate Officer and in a form approved by the City Solicitor.
2. The Chief Corporate Officer to negotiate and adjust rent for the current media tenant leases for 2008 in accordance with Schedule "A" of this report.
3. The Chief Corporate Officer to administer and manage the lease agreements including the provision of any consents, approvals, notices and notices of termination, provided that the Chief Corporate Officer may, at any time, refer consideration of such matter (including their content) to City Council for its determination and direction.

## Summary

The purpose of this report is to obtain Council’s authority to enter into five-year lease agreements with the thirteen (13) media tenants for space on the main floor of City Hall, known as the Press Gallery, for a term commencing January 1, 2009 and expiring on December 31, 2013. This report also provides a report-back on requested amendments to the current leases in order to attain “full cost recovery”, as directed by Council.

## Financial Impact

The City will obtain full cost recovery for the term of new leases with the Press Gallery tenants. For 2008, the City has successfully negotiated cost recovery from some of the tenants. The following chart outlines the anticipated revenue from the agreements:

Year	Current Rent	Additional Rent (1)	Estimated Rent (2)
2008	\$ 65,4435.21	\$ 22,915.80	
2009			\$ 114,126.70
2010			\$ 116,979.87
2011			\$ 119,904.37
2012			\$ 122,901.98
2013			\$ 125,974.53

1. Based on those tenants who have agreed to pay the adjusted rent
2. Estimated to grow by 2.5% per annum. Estimates will be adjusted based on actual costs.

The estimated rents over the five year term are based on the assumption that full cost recovery based rents are acceptable to all tenants. Should some of the tenants decide not to renew their leases, the estimated amounts will be lower than currently anticipated and shown in the table above.

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

## Background Information

Report - City Hall Leases for Media Offices

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18155.pdf>)

Appendix A - GM20-8

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18156.pdf>)

Appendix B - GM20-8

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18157.pdf>)

GM20.9	ACTION			Ward: 15
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## **Amendment to the Lease Agreement with the Toronto District School Board for the Use of the Tennis/Basketball Courts at Bathurst Heights Secondary School**

### **Origin**

(November 25, 2008) Report from Brenda Patterson, General Manager, Parks, Forestry and Recreation

### **Recommendation**

It is recommended that:

1. The General Manager of Parks, Forestry and Recreation, in conjunction with the City Solicitor, amend the “Use” clause in the existing lease agreement with the TDSB for the use of the tennis courts at Bathurst Secondary School, to allow for the installation and operation of a skateboard park.

### **Summary**

The purpose of this Report is to request Council’s authority to amend the use clause in the existing agreement with the Toronto District School Board (TDSB) for the use of the tennis/basketball courts at Bathurst Heights Secondary School in Ward 15 – Eglinton - Lawrence.

Parks, Forestry and Recreation Division has recommended funding in the 2009 Capital budget submission in the Partnership Opportunities Legacy (POL) Fund for the installation of portable skateboard park components, in order to use the Toronto District School Board’s tennis court area as a skateboard park. This recommendation is the culmination of community consultations and consultations with local youth in the Lawrence Heights Priority Neighbourhood, who have expressed a desire for this facility. The local school board officials, including the School Trustee, have been consulted and are in agreement with this proposed use of their facilities.

As the original lease agreement stated that the leased premises would be used solely for the purpose of installing and operating tennis courts and basketball courts, the agreement must be amended to reflect the installation and operation of a skateboard park, as well.

### **Financial Impact**

Parks, Forestry and Recreation has recommended in the 2009 Capital Budget submission gross funding of \$100,000 for this project, including City debt funding of \$75,000 from the Partnership Opportunity Legacy (POL) Fund. The remaining \$25,000 will be funded from external sources. Parks, Forestry and Recreation staff are actively investigating various sources of external funding, including Section 37 revenues, sponsorships and donations to implement this project in 2009.

There are no new operating budget impacts resulting from this report.

The original lease is for a nominal fee of \$2.00 per year of the agreement. The amended agreement will remain at this rate.

The lease is for a five year term commencing on June 1, 2005 and expiring on June 1, 2010. There is a five year renewal term.

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

### **Background Information**

Report - Amendment to the Lease Agreement with the Toronto District School Board for the Use of the Tennis/basketball Courts at Bathurst Heights Secondary School  
<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18158.pdf>

GM20.10	ACTION			Ward: 3
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### **Lease of Unit A, 348 Unwin Avenue for Solid Waste Management Services from City of Toronto Economic Development Corporation**

#### **Origin**

(December 15, 2008) Report from Chief Corporate Officer

#### **Recommendations**

The Chief Corporate Officer recommends that:

1. Authority be granted to enter into a 5 year lease agreement (the "Lease") with respect to the parcel of vacant land known as Unit A, 348 Unwin Avenue (the "Leased Premises"), such Lease to be between the owner of the Leased Premises, City of Toronto Economic Development Corporation (the "Landlord") and City of Toronto, as tenant, substantially on the terms and conditions in Appendix "A" and on such terms and conditions as may be acceptable to the General Manager of Solid Waste Management Services and the Chief Corporate Officer, and in a form acceptable to the City Solicitor.
2. Authority be granted for the General Manager of Solid Waste Management Services to utilize funds from its budget to make payments for the rent payable under the Lease, as stated herein.
3. Authority be granted to the Chief Corporate Officer to administer and manage the Lease, including the provision of any consents, approvals, notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matter (including their content) to City Council for its determination and direction.

4. Council pass a by-law pursuant to section 252 of the *City of Toronto Act, 2006*, providing authority to:
  - (a) enter into a municipal capital facility agreement with the Landlord in respect of Leased Premises for the operation of a wood chipping and garden waste processing facility by Solid Waste Management Services; and
  - (b) exempt the Leased Premises from taxation for municipal and school purposes, which tax exemption is to be effective from the latest of the following dates: the commencement date of the Lease between the City and the Landlord; the date the municipal capital facility agreement is signed; and the date the tax exemption by-law is enacted.
5. The City Clerk be directed to give written notice of the by-law to the Minister of Education, the Municipal Property Assessment Corporation, the Toronto District School Board, the Toronto Catholic District School Board, the Conseil Scolaire de District du Centre-Sud-Ouest, and the Conseil Scolaire de District du Catholique Centre-Sud.
6. Authority be granted for the introduction of the necessary bills to give effect to the foregoing.

## Summary

The purpose of this Report is twofold:

- to obtain Council's authority for the City, as tenant, to enter into a five year lease agreement with City of Toronto Economic Development Corporation, as landlord, for a parcel of vacant land known as Unit A, 348 Unwin Avenue for use by Solid Waste Management Services; and,
- to secure passage of a by-law to authorize the City to enter into a municipal capital facilities agreement with the landlord and to exempt the leased premises from taxation for municipal and school purposes.

## Financial Impact

The total rent payable to the Landlord over the five year term of the Lease is \$1,369,856.25 including all charges and applicable taxes. The total cost to the City over the term of the Lease net of GST is \$1,304,625.00.

The following table reflects the rent payable over the term of the Lease:

Cost Centre	Rent Payable by Year (net of GST)					
	2008	2009	2010	2011	2012	2013
SW0767	\$19,906.25	\$238,875.00	\$241,171.87	\$266,437.50	\$268,734.32	\$269,500.00

This Lease is necessary as a result of a Ministerial Order from the Canadian Food Inspection Agency, discussed below, which was issued after the 2008 Budget approval. Required funding for 2008 and 2009 is available in the approved 2008 and 2009 Operating Budgets for Solid Waste Management Services (SWMS), Account SW0767-4530. Future year funding will be included in respective annual operating budgets for SWMS.

The annual property taxes on the Leased Premises to be occupied by Solid Waste Management Services are \$55,619.01, comprised of a municipal portion of \$28,803.81 and a provincial education portion of \$26,815.20, based on year 2005 Current Value Assessment (CVA) and 2008 tax rates. These amounts are based on the property being returned by MPAC for the 2008 tax year with a commercial (CT) assessment of \$1,362,350. This commercial classification assumes that there are permanent physical improvements to the property, which is erroneous. The Landlord has hired Altus Derbyshire to file appeals through section 40 of the *Assessment Act* to the Assessment Review Board to have this corrected for 2008. Once this is corrected through the assessment appeal, the property will be completely exempt from taxation.

As the City currently funds the requirements of Solid Waste Management Services (including any property tax liability) through an annual budget allocation, there would be no net impact on the municipal portion of taxes, as the decrease in municipal tax revenue of \$28,803.81 would be offset by a corresponding reduction in the annual budgetary requirement for the City. However, a tax exemption would result in net savings to the City of \$26,815.20 per year, representing the provincial education share of taxes that would no longer be payable once the exemption takes effect.

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

### **Background Information**

Report - Lease of Unit A, 348 Unwin Avenue for Solid Waste Management Services from City of Toronto Economic Development Corporation

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18159.pdf>)

Appendix A - GM20-10

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18160.pdf>)

Appendix B - GM20-10

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18161.pdf>)

GM20.11	Information			Ward: All
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### **Update on the City of Toronto Telecommunications Infrastructure (COTTI) RFP and the Bell Canada Contract Extensions**

#### **Origin**

(December 16, 2008) Report from Chief Information Officer

#### **Summary**

The purpose of this report is to advise the Government Management Committee of the results of the City of Toronto Telecommunications Infrastructure (COTTI) contract extension negotiations with Bell Canada and to provide an update on the strategy and RFP for the City's future Telecommunications Infrastructure and transition to Voice over Internet Protocol (VoIP).

**Financial Impact**

There are no financial impacts as a result of this report.

**Background Information**

Report - Update on the City of Toronto Telecommunications Infrastructure (COTTI) RFP and the Bell Canada Contract Extensions

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18162.pdf>)

GM20.12	ACTION			Ward: 20
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**Damage to Western Gap Breakwall - Update**

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

**Origin**

(December 18, 2008) Report from City Solicitor

**Recommendations**

The City Solicitor recommends that:

1. Council adopt the confidential instructions to staff contained in Attachment 1.
2. If adopted by Council, only recommendations 2 and 3 be made public at the end of the Council meeting.

**Summary**

On or about December 6, 2006 a section of the breakwall forming the north boundary of the Western Gap collapsed. The damaged area borders City-owned land.

**Financial Impact**

The relevant financial information is addressed in the confidential Attachment 1.

**Background Information**

Report - Damage to Western Gap Breakwall - Update

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18163.pdf>)

Confidential Attachment 1 - GM20-12

GM20.13	ACTION			Ward: 19
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## **Proposed Licence Agreement for the Operation of Concession Services in Christie Pits Park with Mr. Jack Dominico, President of the Toronto Maple Leaf Baseball Club.**

### **Origin**

(December 11, 2008) Report from Brenda Patterson, General Manager, Parks, Forestry and Recreation

### **Recommendation**

The General Manager of Parks, Forestry and Recreation recommends that:

- (1) City Council grant authority to enter into a licence agreement with Mr. Jack Dominico, President of the TMLBC to operate a food and beverage concession at the Concession Facility within Christie Pits Park for one (1) season, during the period from May 1, 2009 to October 31, 2009, at a licence fee of \$1,000.00 for the season.

### **Summary**

The purpose of this report is to authorize the City to enter into an agreement with Mr. Jack Dominico, President of the Toronto Maple Leaf Baseball Club (TMLBC), for the right to operate a concession service in Christie Pits Park for one (1) season, during the period from May 1, 2009 to October 31, 2009.

This agreement will provide the City and the public a continued high level of service at the facility for patrons who attend the Toronto Maple Leaf Baseball games in Christie Pits Park until such time as a Request for Proposal is released for the concession services for the 2010 season.

### **Financial Impact**

The total potential revenue identified in this report is \$1,000.00. There are no costs that the City will incur with the implementation of the proposed agreement. Mr. Jack Dominico, President of the TMLBC shall be responsible for all operating costs and all other related costs for the operation of the concession facility, including property taxes.

The previous agreement expired on October 31, 2008 in which Mr. Jack Dominico paid to the City \$1,000.00 in annual fees plus property taxes.

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

### **Background Information**

Report - Proposed Licence Agreement for the Operation of Concession Services in Christie Pits Park with Mr. Jack Dominico, President of the Toronto Maple Leaf Baseball Club  
<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18165.pdf>



GM20.14	ACTION			Ward: All
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## **Request for a Revised Idling Bylaw - To include TTC and Non-Emergency City Vehicles**

### **Origin**

(October 14, 2008) Letter from Councillor Howard Moscoe, Ward 15 - Eglinton-Lawrence

### **Recommendations**

Councillor Moscoe recommends that:

1. This matter be referred to staff and they be requested to table a revised idling bylaw that includes TTC and non-emergency city vehicles for the next meeting of the committee.
2. This matter be scheduled as a public hearing so that we can pursue this matter forthwith.

### **Summary**

I have attached a proposed amended bylaw to begin the discussion. The Executive Committee has already recommended that staff report on how they can re-write the idling bylaw so that TTC and non-emergency city vehicles can be included.

### **Background Information**

Letter - Request for a Revised Idling Bylaw - To include TTC and Non-Emergency City Vehicles

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18166.pdf>)

## **14a Reviewing the Idling Control By-law**

### **Origin**

(December 19, 2008) Report from Medical Officer of Health

### **Summary**

Requests from the Executive Committee and the Board of Health in the recent months indicate broad interest in improving Toronto's Idling Control Bylaw. Staff from Toronto Public Health, Transportation Services, Fleet Services and City Legal are working collaboratively in a review of the bylaw. Toronto Public Health is leading a consultation process to gather input into possible revisions to the bylaw. The Medical Officer of Health will report to the Board of Health in the spring on possible improvements to Toronto's Idling Control Bylaw.

## Financial Impact

There are no financial implications arising from the receipt of this report.

## Background Information

Report - Reviewing the Idling Control Bylaw

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18167.pdf>)

GM20.15	ACTION			Ward: All
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## Records Retention By-law Amendment

### Origin

(December 8, 2008) Report from City Clerk

### Recommendations

The City Clerk recommends that City Council:

1. Authorize the necessary amendments to Municipal Code chapter 217, Records Corporate (City), to add a new disposition category of “Archival and Permanent” to enable the future deletion of the existing disposition categories of “Permanent/ Archival Review” and “Permanent” after records series with these retention periods have been revised.
2. Approve the revisions to the records series schedule as noted in Appendix 2 and adding the new record series detailed Appendix 3.
3. Repeal record retention by-laws of former municipalities as set out in Appendix 4.
4. Grant authority to introduce the necessary bills in the City Council to give effect to the foregoing.
5. Authorize the appropriate City of Toronto officials to take the necessary action to give effect thereto.

### Summary

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

The interests of citizens and the City are protected by timely disposition of records that have completed their authorized retention period. Records no longer required by the City need to be destroyed, thereby helping protect the privacy of citizens whose personal information resides in these records. Records that have enduring legal, administrative, and historical value need to be preserved. The City's administrative costs for off-site storage of its records continue to be managed within the existing budgetary constraints while supporting effective access to relevant and current information by City administrators and citizens. The records storage capacity of the City's Records Centre is just under 360,000 boxes, which would fill every seat in the Rogers' Centre six times. The Records Centre is filled to 99% of its capacity.

### **Financial Impact**

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

### **Background Information**

Report - Records Retention Bylaw Amendment

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18168.pdf>)

Appendix 1 - GM20-15

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18169.pdf>)

Appendix 2 - GM20-15

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18170.pdf>)

Appendix 3 - GM20-15

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18171.pdf>)

Appendix 4 - GM20-15

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-18172.pdf>)