
Government Management Committee

Meeting No.	25	Contact	Patsy Morris, Committee Administrator
Meeting Date	Wednesday, October 14, 2009	Phone	416-392-9151
Start Time	9:30 AM	E-mail	gmc@toronto.ca
Location	Committee Room 1, City Hall		

Government Management Committee		
Councillor Bill Saundercook, Vice-Chair	Councillor Michael Del Grande Councillor Adrian Heaps	Councillor Doug Holyday Councillor Pam McConnell

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Declarations of Interest under the *Municipal Conflict of Interest Act***Confirmation of Minutes – September 17, 2009****Speakers/Presentations – A complete list will be distributed at the meeting.****Communications/Reports**

GM25.1	ACTION			Ward: 8
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Toronto-York Spadina Subway Extension – Acquisition of Lands From York University**Confidential Attachment - A proposed or pending acquisition or sale of land for municipal or local board purposes****Origin**

(September 29, 2009) Report from the Chief Corporate Officer

Recommendations

The Chief Corporate Officer recommends that:

1. Authority be granted for the City to enter into a Memorandum of Understanding with the Toronto Transit Commission and York University for the purposes of the Toronto-York Spadina Subway Extension Project, substantially on the terms and conditions as set out in Attachment 1 - Confidential Information, together with such revisions as are satisfactory to the Chief Corporate Officer, in a form satisfactory to the City Solicitor.
2. Each of the Chief Corporate Officer and the Director of Real Estate Services be severally authorized to execute the Memorandum of Understanding with the Toronto Transit Commission and York University, on the City's behalf.
3. City Council authorize the public release of the confidential information contained in Attachment 1 upon the later of, completion and final settlement of all agreements or claims with York University to the satisfaction of the City Solicitor, or commencement of revenue service of the Project.

Summary

This report seeks authority to enter into a Memorandum of Understanding (“MOU”) between the City of Toronto (“City”), Toronto Transit Commission (“TTC”), and York University (“York U”), for the purposes of acquiring land from York U for the construction and operation of the Toronto-York Spadina Subway Extension Project (“the Project”), which will extend through York U, and include subway stations at York U, and immediately north of York U (Steeles West Station).

Financial Impact

The details associated with property acquisition from York U for Project purposes are outlined in the confidential attachment to this report. Actual amounts expended for Project costs are included in the annual reporting to Council. Property acquisition and other costs are included in the 2009 Approved Capital Budget, 2010-2013 Approved Capital Plan, and 2014-2018 Approved Capital Forecast.

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

Background Information

Report - Toronto-York Spadina Subway Extension - Acquisition of Lands from York University

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24068.pdf>)

Confidential Attachment 1

GM25.2	ACTION			Ward: 28
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Lease of Portion of St. Lawrence Hall

Origin

(August 27, 2009) Report from the Chief Corporate Officer

Recommendations

The Chief Corporate Officer recommends that City Council:

1. Grant authority to enter into a Lease between the City of Toronto, as Landlord, and 685071 Ontario Inc. c.o.b. as Biagio Ristorante, as Tenant, for a five year term with an option to renew for a further five (5) year term, on terms substantially in accordance with Appendix "A", and in a form acceptable to the City Solicitor.
2. Authorize the Chief Corporate Officer to administer and manage the lease agreement, including the provision of any consents, approvals, notices and notices of termination, provided that the Chief Corporate Officer may, at any time, refer consideration of such matters to City Council for its determination and direction.

Summary

This report seeks Council approval for a new lease with 685071 Ontario Inc. c.o.b. as Biagio Ristorante ("Biagio"), for part of the main floor and basement of 155 King Street East, a City-owned property known as the St. Lawrence Hall (the "Property").

Financial Impact

This lease will generate \$228,040.81 in total rent per year for a total of \$1,140,204.05 over the five-year term. The resulting annual rent is outlined in the following chart:

Annual Net Rent	Additional Rent (Est.)	Total Annual Rent	Total for the Term
129,096.20	98,944.61	228,040.81	1,140,204.05

This represents an increase in rent of \$39,770.36 annually (including additional rent), for a total of \$198,851.80 over the five year term. There are no outstanding payments from the existing lease.

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

Background Information

Report - Lease of Portion of St. Lawrence Hall

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24071.pdf>)

Appendix A - Major Terms and Conditions

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24072.pdf>)

Appendix B - Location Map

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24073.pdf>)

GM25.3	ACTION			Ward: 6
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Donation of Land from Bell Canada to City of Toronto - 2413R Lake Shore Boulevard West

Origin

(September 21, 2009) Report from the Chief Corporate Officer and the General Manager, Parks, Forestry and Recreation

Recommendations

The Chief Corporate Officer and the General Manager of Parks, Forestry and Recreation recommend that:

1. City Council approve the donation of the property known as 2413R Lake Shore Boulevard West (the "Property"), as proposed in the offer to donate submitted by Bell Canada, including future and ongoing obligations arising from the donation, as detailed in the Financial Impact Statement below.
2. The offer to donate the Property from Bell Canada be accepted substantially on the terms outlined in Appendix "A" to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the offer on behalf of the City.

3. On completion of the offer to donate, a receipt for income tax purposes in the amount of \$22,000.00, be issued by the City to Bell Canada.
4. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
5. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

Summary

This report concerns land owned by Bell Canada, known as 2413R Lake Shore Boulevard West (the "Property"). The purpose of this report is twofold. Firstly, the report seeks City Council's approval of a donation of the Property from Bell Canada to the City as required under the Policy on Donations to the City for Community Benefits (the "Donations Policy"), described below. Secondly, the report seeks authority from City Council for the City to acquire the Property in accordance with a written offer to donate which has been submitted to the City by Bell Canada.

As proposed by Bell Canada and outlined in this report, the donation of the Property will comply with the Donations Policy and the terms of acquisition under the offer to donate are fair and reasonable.

Financial Impact

The value of the Property established at \$22,000.00, was determined by way of an independent appraisal dated April 22, 2009, prepared on behalf of Facilities and Real Estate. A receipt for income tax purposes recognizing the value of the donation in the amount of \$22,000.00 will be issued to Bell Canada at the time that the Property is transferred to the City.

Capital costs that will be incurred with respect to the Property in order to demolish the existing building, remove the fence and develop the site to base park condition are expected to not exceed \$20,000.00. The funds are available in the Parks, Forestry and Recreation 2009 Capital Budget in account CPR115-39-01 (Parkland Acquisition FY2009). Funding for the City's closing costs and Bell Canada's legal charges as detailed in Appendix "A", are also to be paid from account CPR115-39-01.

The operating funding for this additional area has been included in the Parks, Forestry and Recreation 2009 Operating Budget. No additional operating funding will be required.

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

Background Information

Report - Donation of Land from Bell Canada to City of Toronto - 2413R Lake Shore Boulevard West

<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24076.pdf>

Appendix B - Sketch

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24077.pdf>)

Appendix C - Map

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24078.pdf>)

GM25.4	ACTION			Ward: 2
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New Market Rent for the Pipeline Easement Agreement on Galaxy Boulevard

Origin

(September 23, 2009) Report from the Chief Corporate Officer

Recommendations

The Chief Corporate Officer recommends that Council:

1. Grant authority to enter into an amending agreement for applying a new market rental rate of \$5,500.00 per annum, net, plus GST, for the period from December 1, 2006 until November 30, 2016 with respect to the existing Pipeline Easement in favour of Trans-Northern Pipelines Inc., in a form acceptable to the City Solicitor.
2. Grant authority to the Chief Corporate Officer to administer and manage the Amending Agreement, including the provision of any consents, approvals, notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matter (including their content) to City Council for its determination and direction.

Summary

The purpose of this Report is to seek authority to enter into an amending agreement for applying a new market rental rate for the existing Pipeline Easement on Galaxy Boulevard in favour of Trans-Northern Pipelines Inc.

Financial Impact

This Amending Agreement will generate annual revenue of \$5,500 net of GST commencing retroactively on December 1, 2006. The total revenue to the City over the ten year term is \$55,000.00 net of GST. There are no outstanding payments under the current terms.

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

Background Information

Report - New Market Rent for the Pipeline Easement Agreement on Galaxy Boulevard

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24079.pdf>)

Appendix A - Location Map

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24080.pdf>)

GM25.5	ACTION			Ward: All
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Contract Amendments – Temporary IT Professional Services

Origin

(September 28, 2009) Report from the Chief Information Officer and the Director, Purchasing and Materials Management

Recommendations

The Chief Information Officer and the Director, Purchasing and Materials Management recommend that the Government Management Committee grant authority to:

1. Staff to increase the blanket contract number 47013565 and the legal agreement with Ian Martin Limited for the provision of temporary IT professional services in the amount of \$2,500,000, by \$2,500,000 to \$5,000,000 net of GST and extend the end date of October 1, 2009 to September 30, 2010.
2. Staff to increase the blanket contract number 47012475 and the legal agreement with Procom Consultants Group Limited for the provision of temporary IT professional services in the amount of \$2,500,000, by \$2,000,000 to \$4,500,000 net of GST and extend the end date of October 1, 2009 to September 30, 2010.
3. Staff to increase the blanket contract number 47012477 and the legal agreement with GSI International Consulting Group for the provision of temporary IT professional services in the amount of \$2,500,000, by \$2,000,000 to \$4,500,000 net of GST and extend the end date of October 1, 2009 to September 30, 2010.
4. Staff to increase the blanket contract number 47012769 and the legal agreement with Bevertec CST Inc. for the provision of temporary IT professional services in the amount of \$2,500,000, by \$1,000,000 to \$3,500,000 net of GST and extend the end date of October 1, 2009 to September 30, 2010.
5. Staff to extend the blanket contract number 47012478 and the legal agreement with TekSystems (formerly Computer Horizons) from October 1, 2009 to September 30, 2010.
6. Staff to increase the blanket contract number 47012474 and the legal agreement with Design Group Staffing Inc. (operating as INTEQNA) for the provision of temporary IT professional services in the amount of \$2,500,000, by \$1,000,000 to \$3,500,000 net of GST and extend the end date of October 1, 2009 to September 30, 2010.
7. Staff to increase the blanket contract number 47012476 and the legal agreement with IT/Net Toronto for the provision of temporary IT professional services in the amount of \$2,500,000, by \$2,000,000 to \$4,500,000 net of GST and extend the end date of October 1, 2009 to September 30, 2010.

8. Staff to increase the blanket contract number 47012473 and the legal agreement with TES Contract Solutions Inc. (operating as The Employment Solution) for the provision of temporary IT professional services in the amount of \$2,500,000, by \$1,000,000 to \$3,500,000 net of GST and extend the end date of October 1, 2009 to September 30, 2010.
9. The Chief Information Officer to increase the value of such blanket contracts, if it becomes necessary, by an additional \$500,000 for each of the eight blanket contracts by way of a purchase order amendment for a total not to exceed \$4,000,000 net of GST.
10. Direct the appropriate officials to take the necessary action to give effect thereto.

The overall total value of amendments (\$11,500,000) and potential increase by way of purchase order amendments (\$4,000,000) identified in the above noted recommendations is \$15,500,000.00 net of GST.

Summary

This report requests that the Government Management Committee authorize staff to amend the value and end dates of blanket contracts 47013565 (Ian Martin), 47012475 (Procom), 47012477 (GSI), 47012769 (Bevertec), 47012474 (Inteqna), 47012476 (IT/Net), 47012473 (TES), and extend the end date only of contract 47012478 (TekSystems), including the amendment of such legal agreements, for the provision of temporary IT professional services until new vendors are in place to provide such services.

The end date extension of the eight (8) agreements and blanket contracts identified above should be from October 1, 2009 to September 30, 2010 or until new vendors have been selected through a new call, for the acquisition of temporary IT professional services.

The amendments are requested to ensure temporary IT professionals continue to be available to provide the required skills and services for existing and new projects approved as part of the City's capital process. This will allow completion of such projects in a timely fashion and will minimize any impact that may arise if IT professionals are no longer available.

In this report, all dollar amounts are net of Goods and Services Tax (GST), unless the report has indicated otherwise.

Financial Impact

The recommended amendments to the eight (8) blanket contracts and legal agreements listed in the recommendations 1 through 8 above will result in an increase of \$11,500,000 net of GST to a maximum upset limit as specified for each vendor with an option as identified in recommendation 9 above to extend, if it becomes necessary, each of the eight (8) blanket contracts for an additional \$500,000 each by way of a purchase order amendment for a potential additional value of \$4,000,000 for a grand total of \$15,500,000 net of GST.

Funds required for the acquisitions of temporary IT professional services for various IT projects are included in the appropriate City Programs' and Divisions' 2009 capital and operating budgets, and requested in the appropriate 2010 City Programs' and Divisions' capital and operating budgets.

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

Background Information

Report - Contract Amendments - Temporary IT Professional Services
<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24081.pdf>

GM25.6	ACTION			Ward: All
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Contract Amendment – Dell Canada Contract No. 47013098 Microsoft Licenses

Origin

(September 29, 2009) Report from the Chief Information Officer, Information and Technology Division and the Director, Purchasing and Materials Management Division

Recommendation

The Chief Information Officer, Information and Technology Division and the Director, Purchasing and Materials Management Division, recommend that the Government Management Committee:

1. Grant authority to increase Contract No. 47013098 issued to Dell Canada for the supply of Microsoft Licences by \$2,692,712.92 net of GST from \$5,612,800.00 net of GST to a new total value of \$8,305,512.92 net of GST.

Summary

The purpose of this report is to seek authority to amend Contract No. 47013098 as a result of an over expenditure for the required purchases of Microsoft Office 2007 licences and increase the value of Contract to Dell Canada for the supply of Microsoft Licences for the various software products such as XP for Windows operating system, Word, Excel, and PowerPoint Microsoft Project, Visio, Terminal Services, Client Access Licences, desktop and server lifecycle replacement licences to support the City's current Microsoft architecture.

Financial Impact

The contract value as of August 31, 2009 of Blanket Contract No. 47013098 is \$5,612,800.00 net of GST. As of August 31, 2009, the current contract spend is \$6,033,966.62 net of GST resulting in an over-expenditure of \$421,166.62 net of GST.

In addition to amending the current over-expenditure, an additional \$2,271,546.30 net of GST is requested to cover projected Microsoft licence requirements through to the end of the current contract term of September 30, 2010, for a revised contract value of \$8,305,512.92 net of GST (\$8,690,027.41, including all taxes and charges).

The actual and projected spending for this contract is as follows: All totals are net of GST

	2007 (actual)	2008 (actual)	2009 (Jan-Aug actual)	2009 (Sept - Dec projected)	2010 (projected)	Total
Sustainment* (CIT702-02-01 CIT702-03-03)	\$0.00	\$450,002.49	\$5,290,872.75	\$1,035,296.49	\$461,281.25	\$7,237,452.98
Divisional	\$2,591.93	\$650,888.94	\$164,303.26	\$109,535.51	\$140,740.30	\$1,068,059.94
Total	\$2,591.93	\$1,100,891.43	\$5,455,176.01	\$1,144,832.00	\$602,021.55	\$8,305,512.92

*sustainment dollars include both desktop and server licence requirements

Funds are available in the 2009 Information and Technology Division (I&T) Capital Budget and 2010-2013 Capital Plan and the requesting Programs' current Capital or Operating Budgets and future year submissions.

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

Background Information

Report - Contract Amendment - Dell Canada Contract No. 47013098 Microsoft Licenses
<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24082.pdf>

GM25.7	ACTION			Ward: All
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Authority to Enter Agreement with Astral Media Outdoor (Toronto) G.P. Regarding Installation of Concrete Pads

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

Origin

(September 29, 2009) Report from the City Solicitor

Recommendations

It is recommended by the City Solicitor that:

1. Council adopt the confidential instructions to staff in attachment 1.
2. Council authorize the release of the confidential recommendations and agreement attached thereto, when the agreement is signed by all parties.

Summary

This report seeks to obtain authority to enter into an attached agreement with Astral Media Outdoor (Toronto) G.P. and Astral Media Inc. (referred to together as “Astral”) in order to resolve a dispute between Astral and the City regarding the installation and maintenance of concrete pads under certain street furniture.

The proposed settlement is a reasonable resolution of this dispute and I recommend it. The General Manager of Transportation Services concurs with the recommendations in this report.

Financial Impact

The financial impact will be disclosed in the Confidential Attachment.

Background Information

Report - Authority to Enter Agreement with Astral Media Outdoor (Toronto) G.P. Regarding Installation of Concrete Pads

<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24083.pdf>

Confidential Attachment 1 & Settlement Agreement

GM25.8	ACTION			Ward: All
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Standing Authority for City Solicitor to Submit Contractual Disputes of \$500,000.00 or Less to Arbitration

Origin

(October 2, 2009) Report from the City Solicitor

Recommendations

It is recommended by the City Solicitor that:

1. The City Solicitor, in consultation with the responsible operating Division Head, Deputy City Manager or the City Manager, be granted standing authority to refer contractual disputes to arbitration, where the amount in issue, exclusive of interest, costs and arbitrator’s fees, is \$500,000.00 or less.
2. That such authority include the authority to negotiate the terms under which such arbitrations are to be conducted, including appeal rights or that the arbitration award be final and binding, and to enter arbitration agreements including those terms.
3. That such authority include the authority to discontinue or settle such arbitrations where it is concluded that it is reasonable to do so, to appeal arbitration awards where permitted and warranted, to take proceedings to enforce arbitration awards where necessary, to write off amounts that are uncollectible where it is appropriate to do so, or otherwise to deal with the recovery of such claims, in consultation, where appropriate, with the responsible Division Head, Deputy City Manager or City Manager, and to execute any documents in furtherance thereof.

Summary

This report seeks authority for the City Solicitor, in consultation with the responsible Division Head, Deputy City Manager or the City Manager, to submit contractual disputes to arbitration, where the amount in issue, exclusive of any interest, costs or arbitrator's fees is \$500,000.00 or less.

Financial Impact

The cost of arbitration, including any legal costs awarded, arbitration fees and expert's fees, will be paid by the responsible operating area from amounts approved in that budget for the relevant year. There is no financial impact beyond what has already been approved in those budgets.

Background Information

Report - Standing Authority for City Solicitor to Submit Contractual Disputes of \$500,000.00 or Less to Arbitration

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24085.pdf>)

GM25.9	Information			Ward: All
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Fair Wage Office - 2008 Annual Report**Origin**

(September 28, 2009) Report from the Manager, Fair Wage Office

Summary

This report provides an overview of the activities of the Fair Wage Office for 2008.

Financial Impact

There are no financial implications from this report.

Background Information

Report - Fair Wage Office - 2008 Annual Report

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24086.pdf>)

(Deferred from September 17, 2009 - 2009.GM24.4)

GM25.10	ACTION			Ward: All
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2008 Consulting Services Expenditure – City Divisions and Major Agencies, Boards and Commission

Origin

(June 9, 2009) Report from the Acting Treasurer

Summary

The report is to inform the Committee and Council on the consulting services expenditure of City Divisions and major Agencies, Boards and Commission (ABCs) for the year ended December 31, 2008. It contains a summary and details, by category and vendor, of the Operating and Capital consulting services expenditure for 2008, with 2007 comparative.

Financial Impact

There are no financial implications arising from this report.

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

Background Information

Report - 2008 Consulting Services Expenditure - City Divisions and Major Agencies, Boards and Commission

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-23818.pdf>)

Appendix A: 2008 Consulting Services Expenditure - Operating

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-23819.pdf>)

Appendix B: 2008 Consulting Services Expenditure - Capital

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-23820.pdf>)

(Deferred from September 17, 2009 - 2009.GM24.18)

GM25.11	ACTION			Ward: All
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Report on Over Expenditure for the Supply and Delivery of Various Blends of Unleaded Gasoline and Diesel Fuel to Fleet Services - Contracts 47011249 47012078, and 47013072

Origin

(June 3, 2009) Report from the Director, Fleet Services and the Director, Purchasing and Materials Management

Summary

The purpose of this report is to advise on the over expenditures of contracts, for the supply and delivery of various blends of unleaded gasoline and diesel fuel, for Fleet Services against Contracts 47011249 (January 01, 2006 to December 31, 2006), Contract 47012078 (January 01, 2007 to December 31, 2007), and Contract 47013072 (January 1, 2008 to December 31, 2008).

Financial Impact

The increased amount in the purchase order amendment for the supply and delivery of various blends of unleaded gasoline and diesel fuel covered under Contract No. 47011249 for the period of January 1, 2006 to December 31, 2006 is \$978,079.61 as follows:

Contract 47011249	
(a) Original Contract Amount	\$7,826,762.61
(b) Over Expenditure of Funds	\$ 978,079.61
(c) Revised Value of Contract	\$8,804,842.22

The increased amount of the purchase order amendment for the supply and delivery of various blends of unleaded gasoline and diesel fuel covered under Contract No. 47012078 for the period of January 1, 2007 to December 31, 2007 is \$2,057,798.41 is as follows:

Contract 47012078	
(a) Original Contract Amount	\$ 9,100,144.30
(b) Over Expenditure of Funds	\$ 2,057,798.41
(c) Revised Value of Contract	\$11,157,942.71

The increased amount of the purchase order amendment for the supply and delivery of various blends of unleaded gasoline and diesel fuel covered under Contract No. 47013072 for the period of January 1, 2008 to December 31, 2008 is \$3,765,399.13 is as follows:

Contract 47013072	
(a) Original Contract Amount	\$ 10,406,140.07
(b) Over Expenditure of Funds	\$ 3,765,399.13
(c) Revised Value of Contract	\$14,171,539.20

The total contract value increase to Contracts 47011249, 47012078, and 47013072 is \$6,801,277.15 net of GST (\$7,202,058.56 including all applicable taxes).

The over expenditures were covered by Fleet Services' 2006, 2007, and 2008 approved operating budgets which included funding for the acquisition of various blends of unleaded gasoline and diesel fuels that were charged back to the user programs based on their consumption levels. The additional costs of \$987,079.61 in 2006, \$2,057,798.41 in 2007 and \$3,765,399.13 in 2008 for the acquisitions were charged to cost centre group FL200-300 "Fuel Sites" and cost elements 2260 and 2280 in all three (3) years.

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

Background Information

Report on Over Expenditure for the supply and delivery of various blends of Unleaded Gasoline and diesel fuel to Fleet Services - Contracts 47011249 47012078, and 47013072 (<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-23821.pdf>)

(Deferred from September 17, 2009 - 2009.GM24.19)

GM25.12	ACTION			Ward: All
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Local Food Procurement Policy and Implementation Plan - Update

Origin

(June 8, 2009) Report from the Director, Toronto Environment Office and the General Manager Children's Services

Summary

In October 2008, Council adopted a Local Food Procurement Policy, aimed at reducing greenhouse gas and smog causing emissions generated by the import of food from outside Ontario as part of the implementation of the Climate Change, Clean Air and Sustainable Energy Action Plan. The policy demonstrates that the City of Toronto is committed to progressively increasing the percentage of food being served at City-owned facilities or purchased for City operations from local sources.

Children's Services, jointly with the Toronto Environment Office, is implementing the first phase of the Local Food Procurement Policy and Implementation Plan, as adopted by Council in October 2008.

This report describes the opportunities and challenges experienced during the first phase of implementation and informs the Government Management Committee of our ongoing progress and upcoming strategies to initiate the increased purchase of local food by other City divisions.

Thus far, the following achievements have been made:

- increase in local food procurement of 13.4% over baseline for a total of 33.4%
- interdivisional working group established;
- information session provided to support broader implementation;
- supplier sourcing more local products;
- adjustments to purchasing practices such as increasing bulk buying and menu planning more sensitive to seasonal availability of produce has been effective in managing estimated cost impacts of local purchasing.

A follow-up report on the action plan and associated financial implications will be presented in Spring 2010, which will allow for additional research and expenditures information, resulting in an accurate portrayal of current corporate local food purchases.

Financial Impact

The 2009 Council Approved Operating Budget for Children's Services includes \$15,000 or 0.7% in increased expenditures for the first phase of the Local Food Procurement Policy. This increase in funding along with adjustments to purchasing practices and policy changes within

the Children’s Services Pilot has resulted in an increase in local food procurement of 13.4% over baseline, for a total of 33.4%.

Additional costs associated with implementing the next phases of the Local Food Procurement Policy for each City Division that manages food contracts as part of their operations, will be reported in the spring of 2010, incorporating product substitutions where there is no cost differential, menu changes based on seasonal availability, and other improvements arising from the Children’s Services pilot project.

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

Background Information

Report - Local Food Procurement Policy and Implementation Plan - Update
<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-23822.pdf>

GM25.13	ACTION			Ward: 10
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Emergency Repair Work and Permanent Remedial Work Resulting from a Storm Sewer Failure and Road Collapse on Finch Avenue West

Origin

(September 21, 2009) Report from the Executive Director, Technical Services

Recommendation

The Executive Director of Technical Services recommends that:

1. Toronto Water’s 2009 Capital Budget and 2010-2013 Capital Plan be increased by \$1,766,000.00 in WBS Element CWW468-07 Storm Sewer Replacement funded from Wastewater Capital Reserve Fund XR6004 to fund the cost of the emergency repairs.

Summary

The purpose of this report is to advise on the procurement and status of the emergency repair work and on the permanent remedial work resulting from a storm sewer failure and road collapse on Finch Avenue West, between Dufferin Street and Wilmington Avenue and to request authority for Toronto Water to amend its 2009 Capital Budget.

Financial Impact

The \$1.766 million required to fund the emergency repair was not included in Toronto Water’s approved 2009 Capital Budget; but can be accommodated from the Wastewater Capital Reserve Fund XR6004 and would increase Toronto Water’s approved 2009 Capital Budget from \$504.238 million to \$506.014 million.

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

Background Information

Report - Emergency Repair Work and Permanent Remedial Work Resulting from a Storm Sewer Failure and Road Collapse on Finch Avenue West

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24089.pdf>)

GM25.14	ACTION			Ward: 38
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Procurement of Required Services for the Emergency Repair of Highland Creek 900mm Sanitary Trunk Sewer Located in Bendale Park

Origin

(August 17, 2009) Report from the General Manager, Toronto Water and the Director, Purchasing and Materials Management

Recommendation

The General Manager of Toronto Water recommends that:

1. Toronto Water's 2009 Capital Budget be increased by \$1,415,000.00 in WBS Element CWW014-13 Trunk Sewer Rehabilitation funded from Wastewater Capital Reserve Fund XR6004 to fund the cost of the emergency repairs.

Summary

The purpose of this report is to advise on the emergency procurement in the amount of \$1,414,453.20, net of all taxes, related to the emergency repair of the Highland Creek 900mm sanitary trunk sewer located in Bendale Park (Lawrence Ave East and McCowan Rd) and to request to amend the Capital Budget to include the cost of the emergency work. A purchase order (6027882) was issued in the amount of \$1,443,855.00 plus \$200,000.00 contingency allowance with a total value of \$1,643,855.00 net of GST to Capital Sewer Services Inc.

The repair of this trunk sewer was deemed an emergency by General Manager of Toronto Water under Chapter 195-10 F of the Municipal Code. It was necessary to complete the work without a formal competitive tender process due to the risk of imminent failure of the trunk sewer that could have resulted in basement flooding, sewage back up into Highland Creek, impact on health and safety of the public using Bendale Park, and lastly, the legislative requirements for maintaining the integrity of these critical sewers.

Repair of three sanitary trunk sewer sections was completed within the timeframe required to meet the City's requirements and was within the original cost estimates provided by contractor.

Financial Impact

The \$1.415 million required to fund the emergency repair was not included in Toronto Water's approved 2009 Capital Budget; but can be accommodated from the Wastewater Capital Reserve Fund XR6004 and would increase Toronto Water's approved 2009 Capital Budget from \$504.238 million to \$505.653 million.

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

Background Information

Report - Procurement of Required Services for the Emergency Repair of Highland Creek 900mm Sanitary Trunk Sewer Located in Bendale Park
<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24090.pdf>

GM25.15	Information			Ward: All
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Supply and Delivery of Hand Sanitizers for H1N1 Outbreak, Contract No. 47014402

Origin

(September 23, 2009) Report from the Director, Purchasing and Materials Management

Summary

The purpose of this report is to advise on a Sole Source purchase in the amount of \$617,077.44 net of GST, for the supply and delivery of hand sanitizers, for pandemic planning in accordance with Toronto Municipal Code, Chapter 195, Purchasing, Sections 195-9B and C.

The purchase was required to guarantee availability of Hand Sanitizer during the H1N1 outbreak in April 2009 in the event that it reached a pandemic level in the City of Toronto.

Financial Impact

The line item details and amounts of the purchase order for the supply and delivery of hand sanitizer is as follows:

Material Description	Cost (net of GST)
(1) Hand Sanitizer 115ml	\$539,965.44
(2) Hand Sanitizer 354ml	\$ 77,112.00
Value of Contract	\$617,077.44

The total contract value was \$617,077.44 net of GST (\$645,645.84 including all applicable taxes). The funding for this contract was available in a non-program account for influenza pandemic planning for the purpose of purchasing and stockpiling antivirals, personal protective equipment and infection control supplies.

The hand sanitizer on this contract was purchased for Corporate Influenza Pandemic inventory purposes. The value is held in an inventory holding Balance Sheet account until City Divisions require the material to support their work programs at which time the material value is charged to the appropriate Divisions' approved operating budgets.

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

Background Information

Report - Supply and Delivery of Hand Sanitizers for H1N1 Outbreak, Contract No. 47014402 (<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24091.pdf>)

GM25.16	ACTION			Ward: 28
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Easement Agreement / Grant of Right of Way Affecting a Closed Portion of Market Street

Origin

(September 29, 2009) Report from the President, Toronto Parking Authority

Recommendations

The Toronto Parking Authority (the “TPA”) recommends that:

1. City Council authorize the granting of an easement in the nature of a Right of Way (“ROW”) to Metrolinx over the closed portion of Market Street, illustrated as Part 1 on the attached Property Information Sheet (Sketch No. PS-2008-016), subject to the following terms and conditions:
 - a 99-year stratified interest;
 - the ROW be granted for the sum of \$346,000;
 - the ROW will be limited to an area of 269.14 square meters with dimensions of approximately 10.1 meters by 26.8 meters and stratified in height extending from grade level to a limit of 5.18 meters;
 - the ROW is for non-exclusive use as a new vehicular service and maintenance ingress / egress point to the railway corridor; and
 - the TPA retains a right to re-configure the ROW if required.
2. The appropriate City Officials be authorized to take the actions necessary to give effect thereto.

Summary

The purpose of this report is to obtain City Council approval for the granting of an easement to Metrolinx (formerly the Greater Toronto Transit Authority), o/a GO Transit over a closed portion of Market Street for use as a new vehicular service and maintenance ingress / egress point to the Union Station railway corridor. City Legal and the Property Management Committee has reviewed this matter and concurred. The proposed easement lands were declared surplus pursuant to a Delegated Approval Form – Tracking No. 2009-105.

Financial Impact

The TPA will receive \$346,000 to be paid by Metrolinx upon City Council's approval in granting this easement over the closed portion of Market Street for use as a new vehicular service and maintenance ingress / egress point to the Union Station railway corridor.

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

Background Information

Report - Easement Agreement / Grant of Right of Way Affecting a Closed Portion of Market Street

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24092.pdf>)

Attachment - Property Information Sheet

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24093.pdf>)

Attachment - Site Location Map

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24094.pdf>)

GM25.17	Information			Ward: All
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Contracts Awarded by the Bid Committee during the 2009 Summer Recess and Labour Disruption Periods

Origin

(September 18, 2009) Report from the Director, Purchasing and Materials Management

Summary

The purpose of this report is to advise the Government Management Committee of the contracts awarded by the Bid Committee during the 2009 Summer Recess Period and the 2009 Labour Disruption Period in accordance with the requirement of the City of Toronto Municipal Code, Purchasing Chapter 195, Section 195-16.

Financial Impact

There is no financial implications included in this report.

Background Information

Report - Contracts Awarded by the Bid Committee during the 2009 Summer Recess and Labour Disruption Periods

(<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24129.pdf>)

GM25.18	ACTION			Ward: All
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Purchase Order Amendment to Contract 47010369 - For the Supply and Delivery of Vinyl (Thermal Transfer Imaging Film), Ribbons and Repairs

Origin

(September 21, 2009) Report from the General Manager, Parks, Forestry and Recreation and the Director, Purchasing and Materials Management

Recommendation

The General Manager, Parks, Forestry and Recreation and the Director of Purchasing and Materials Management recommends that:

1. Authority be granted to amend Sole Source Contract 47010369 to Mikon Engineering Ltd. for the supply and delivery of vinyl (thermal transfer imaging film), ribbons and repairs for the Durachrome Thermal Transfer Printer for Parks, Forestry and Recreation from \$480,000.00 net of GST by the amount of \$495,000 net of GST to a revised total value of \$975,000.00 net of GST and also extend the contract expiry date to December 31, 2012.

Summary

This report provides background information and requests authority to amend and increase the value of Sole Source Contract 47010369 issued to Mikon Engineering Ltd., the only authorized Ontario dealer, for the supply and delivery of vinyl (thermal transfer imaging film), ribbons, and repairs for the Durachrome Thermal Transfer Printer to be used by the Parks, Forestry and Recreation Sign Shop to provide various printed materials such as signs, posters, banners, logos, for all City Divisions, AB&Cs, Council, and the Mayor's Office.

Financial Impact

The amendment to the current Contract 47010369 for the extended period from May 2, 2009 to December 31, 2012 results in an increase of \$495,000 net of GST from \$480,000 net of GST to a total value of \$975,000 net of GST, for the supply and delivery of vinyl (thermal transfer imaging film), ribbons, and repairs for the Durachrome Thermal Transfer Printer.

The estimated cash flows (net of GST) are as follows:

May 2, 2009- December 31, 2009	2010	2011	2012	Total
\$90,000.00	\$135,000.00	\$135,000.00	\$135,000.00	\$495,000.00

The contract costs shown above represent the yearly estimated expenditures from the start of the contract in 2009 to December 31st, 2012. Funds for May 2, 2009 to December, 31, 2009

period, in the estimated amount of \$90,000.00 net of GST (and the 12 month equivalent of \$135,000.00 net of GST) are available in the approved 2009 Parks, Forestry and Recreation base operating budget in cost centre P13306 in cost element 2792. Funds for the future years will be confirmed during the annual operating budget approval processes.

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

Background Information

Report - Purchase Order Amendment to Contract 47010369 - For the Supply and Delivery and Vinyl (Thermal Transfer Imaging Film), Ribbons and Repairs
<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24136.pdf>

GM25.19	Information			Ward: All
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Records Management Procedures

Origin

(September 15, 2009) Report from the City Clerk

Summary

This report responds to the Government Management Committee's request for a report outlining the procedures by which the City's Records Retention By-law is implemented and how archival records are kept and made accessible. It sets out how current and historical information about the administration of the City are maintained and accessed, including the checks and balances in place throughout the process.

The *City of Toronto Act*, [sections 199 to 201](#) requires the City to maintain its records securely and accessibly. Only records that have retention and disposition rules authorized by Council can be destroyed. These rules are publicly available as part of the City by-laws (*Municipal Code*, chapter 217, Schedule A) and by the *Directory of Records* on the City Clerk's Office, Corporate Access and Privacy internet site. Prior to the authorized destruction of records the City Archivist takes custody of records of historical value for permanent retention and makes them available on the internet and at the Research Hall at 255 Spadina Road.

Financial Impact

This report is for information only and there is no financial impact.

Background Information

Report - Records Management Procedures
<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24137.pdf>

GM25.20	ACTION			Ward: 10
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Potential Acquisition of Toronto District School Board Property Located at 819 Sheppard Avenue West

Origin

(September 25, 2009) Report from the Chief Corporate Officer

Summary

This is to advise that the report regarding the potential acquisition of Toronto District School Board properties located at 819 Sheppard Avenue West will be on the Supplementary Agenda for the Government Management Committee meeting of October 14, 2009.

Background Information

Report - Potential Acquisition of Toronto District School Board Property Located at 819 Sheppard Avenue West

<http://www.toronto.ca/legdocs/mmis/2009/gm/bgrd/backgroundfile-24095.pdf>