

## CERTIFICATE OF AMENDMENTS

Certified to be a true copy of amendments to:

Report No. 1 of The Policy and Finance Committee,  
Report No. 1 of The Administration Committee,  
Report No. 1 of The Community Services Committee,  
Report No. 1 of The Economic Development and Parks Committee,  
Report No. 1 of The Planning and Transportation Committee,  
Report No. 1 of The Policy and Finance Committee,  
Report No. 1 of The Works Committee,  
Report No. 1 of The Downtown Community Council,  
Report No. 1 of The East Community Council,  
Report No. 1 of The Midtown Community Council,  
Report No. 1 of The North Community Council,  
Report No. 1 of The Southwest Community Council,  
Report No. 1 of The West Community Council,  
Report No. 1 of The Nominating Committee,  
Report No. 2 of The Striking Committee, and  
Report No. 1 of The Board of Health,

and Notices of Motions, Enquiries and Answers and Additional Matters, as adopted by the Council of the City of Toronto at its regular meeting held on January 30, 31 and February 1, 2001.

### **REPORT NO. 1 OF THE ADMINISTRATION COMMITTEE**

**Clause No. 1 - "Options for Constituency Offices and Reallocation of Vacant Second Floor Office Space at City Hall".**

The Clause was amended by striking out the recommendations of the Administration Committee and inserting in lieu thereof the following:

"It is recommended that:

- (1) all Members of Council be provided with approximately equivalent office space and be granted a choice of a constituency office within their respective wards or within a Civic Centre or equivalent office space at City Hall;

- (2) for each site over and above the City Hall office, the cost be borne by the Councillor's Global office budget;
- (3) the rent/lease costs for constituency offices located in former Civic Centres or other City of Toronto buildings, including Toronto City Hall, be set at the same rate, and that the rate be set at \$400.00 per month for a maximum total of 500 square feet, the amount to be charged back to the Councillor's Global office budget;
- (4) Option No. 2 embodied in the report dated January 22, 2001, from the Commissioner of Corporate Services, be adopted, subject to adding thereto the words 'subject to the Commissioner of Corporate Services, in consultation with the City Solicitor, submitting a report to the Administration Committee on a set of policies to govern such leases', so that such Option shall now read as follows:

'Option 2: the office leases in question could be taken in the City's name, in which case City staff (Facilities and Real Estate) would negotiate the terms of the lease in consultation with the relevant Councillor, and the City Solicitor would negotiate the form of leasing documentation, subject to the Commissioner of Corporate Services, in consultation with the City Solicitor, submitting a report to the Administration Committee on a set of policies to govern such leases';
- (5) excess space remaining on the second floor of City Hall be converted into meeting space and storage space;
- (6) Councillors be given access to a telephone and computers in the Civic Centres, when necessary, and be able to book appropriate space in the Civic Centres to meet with staff and constituents at no additional cost;
- (7) the Commissioner of Corporate Services be requested to do everything possible to ensure that all empty space in municipal buildings is used by City staff or Members of Council, and that some form of revenue is achieved on a square foot basis; and
- (8) the City Clerk be requested to submit a report to the Administration Committee with respect to instances where Councillors accept office space or other goods and services from businesses and/or clients within the Councillor's community, such report to include comment with respect to whether or not it is appropriate for a Member of Council to accept office space at a rate which is below market value."

**Clause No. 2 - "Establishment of Reference Group for Nathan Phillips Square Design Competition".**

Consideration of the Clause was deferred to the first meeting of City Council following the adoption, by Council, of the City of Toronto's 2001 Operating Budget and 2001-2006 Capital Budget in April 2001.

**Clause No. 3 - “Review of Sub-Committees, Advisory Committees, Advisory Committees, Special Committees and Task Forces Established by City Council Since January 1998”.**

*(See also Clause No. 1 of Report No. 1 of The Works Committee, Page 19.)*

The Clause was amended by striking out and referring Recommendation No. (4) of the Administration Committee, together with Recommendation No. B(4) of the Works Committee, to the Chair of the Personnel Sub-Committee for consideration and report thereon to the Administration Committee no later than its meeting scheduled to be held on March 27, 2001, viz.:

Recommendation No. 4 of The Administration Committee:

- “(4) the mandate of the Personnel Sub-Committee be amended to include issues respecting Works Best Practices; and the General Manager, Water and Wastewater Services, or his designate, be requested to provide staff support to the Personnel Sub-Committee when the Sub-Committee gives consideration to Works Best Practices issues;”;

Recommendation No. B(4) of The Works Committee:

- “(B) the following committees be disbanded:
- (4) Works Best Practices Program Work Group, having regard for the recommendation of the Administration Committee with respect to the re-establishment of the Personnel Sub-Committee to include Works Best Practices; and reports having requested the Commissioner of Works and Emergency Services to submit a report directly to Council on consultation with Toronto Civic Employees’ Union – CUPE Local 416 with respect to their response to the proposed structure and any recommendations;”.

**Clause No. 4 - “Tender for Gasoline and Diesel Fuels”.**

The Clause was amended by adding thereto the following:

“It is further recommended that City Council advise the Federation of Canadian Municipalities (FCM) and the Association of Municipalities of Ontario (AMO) of the action taken by the City of Toronto respecting the tender for gasoline and diesel fuels, and request FCM and AMO to encourage other municipalities to do likewise.”

**Clause No. 5 - “Contract Extensions”.**

The Clause was amended:

- (a) in accordance with the report dated January 23, 2001, from the Commissioner of Corporate Services, embodying the following recommendations:

“It is recommended that:

- (1) the contracts with the companies listed in Attachment II be extended until June 30, 2001, with the provision that these contracts are to be terminated following new contract awards resulting from a Request for Proposals process;
- (2) the report dated December 22, 2000, from the Commissioner of Corporate Services, as embodied in the Clause, be received; and
- (3) the appropriate City officials be given the authority to manage the contract extensions and conduct a process to put new contracts in place.”,

subject to the following:

- (1) that the extension of the contracts outlined in the report be reviewed by the City Auditor and the Commissioner of Corporate Services to ensure that compliance has been met and a joint report thereon be submitted to the Audit Committee and the Administration Committee; and
  - (2) that the issuance of a new RFP for IT contracts be scrutinized under a new formal process currently under development which will ensure that justification for the hiring of outside consultants is met prior to the issuance of an RFP, and that deliverables as identified in the mandate are produced; and
- (b) by adding thereto the following:

“It is further recommended that the Commissioner of Corporate Services be requested to include, in the forthcoming report, specific information related to the services provided under each contract.”

**Clause No. 6 - “Award of Contracts Resulting from RFP No. 3401-00-7137 – Data Warehouse Phase 1 Toronto Social Services Data Mart, RFP No. 9155-00-7123 – Professional Systems Products and Services for Enterprise Application Integration Solution and for Specific Business Applications Interfaces, RFP No. 3412-00-7252 - Enterprise Directory Services”.**

The Clause was amended by adding thereto the following:

“It is further recommended that all requests for computer-related expenses include comments from the Executive Director, Information and Technology, on the Department’s business case.”

**Clause No. 7 - “Contracts Awarded by the Bid Committee During the Summer Recess of Council and During the Election Period”.**

The Clause was amended by:

- (1) striking out and referring the following recommendations of the Administration Committee, embodied in the Clause, back to the Administration Committee for further consideration:

“The Administration Committee recommends that:

- (1) on an interim basis, the authority of the Bid Committee to award contracts be increased to \$3.5 million from the current \$2.0 million; and further that §195-8 of Chapter 195, Purchasing, of the City of Toronto Municipal Code be amended accordingly; and authority be granted for the necessary Bill in Council to give effect thereto; and
- (2) the Director of Purchasing and Materials Management be requested to report to the next meeting of the Administration Committee on the advisability of increasing the Bid Committee’s authority to award contracts.”; and

- (2) adding thereto the following:

“It is further recommended that:

- (a) the Director of Purchasing and Materials Management be requested to submit a report to the Administration Committee with respect to an amending by-law to give effect to Recommendation No. (1) of the Administration Committee as embodied in the Clause;
- (b) the joint report dated December 14, 2000, from the Chief Administrative Officer and Chief Financial Officer and Treasurer, be received for information; and
- (c) in the interim, §195-8 of Chapter 195, Purchasing, of the City of Toronto Municipal Code be amended to allow, in cases of emergency, the relevant Standing Committee of Council to delegate to the Bid Committee the authority to approve contracts between \$2.0 million and \$3.5 million that are recommended by it for award to the lowest bidder.”

**Clause No. 11 - “Declaration as Surplus, Vacant Parcel of Land Located at Northwest Corner of Glengrove Avenue West and Coldstream Avenue (Ward 15 – Eglinton Lawrence)”.**

The Clause was struck out and referred back to the Administration Committee for further consideration and the hearing of depositions.

**Clause No. 18 - “Other Items Considered by the Committee”.**

The Clause was received as information, subject to striking out and referring the following Items embodied therein back to the Administration Committee for further consideration:

- (1) Item (g), entitled “Change of Title for General Manager, Emergency Medical Services”; and
- (2) Item (h), entitled “Status Report on the Disposal of Surplus Property (All Wards)”.

**REPORT NO. 1 OF THE COMMUNITY SERVICES COMMITTEE**

**Clause No. 2 - “Responding to the Homeless Crisis in Toronto”.**

The Clause was amended by adding thereto the following:

“It is further recommended that:

- (1) a delegation from City Council be sent to meet with the Minister of Public Works Responsible for Canada Mortgage and Housing Corporation, prior to March 1, 2001, to demand the speedy release of public funds for affordable housing, as promised during the 2000 federal election;
- (2) a meeting be held with the Minister of Citizenship and Immigration to seek assurances that federal immigration practices take into account that the Toronto shelter system is operating at capacity;
- (3) the Province of Ontario be requested to exercise its constitutional prerogative under Section 95 of The British North America Act to set up an Immigration Department similar to that afforded the Province of Quebec and to seek like per capita funding for immigration and refugee settlement;
- (4) City Council request the Province of Ontario:
  - (a) not to spread misleading information, such as that contained in the public service announcement concerning available beds; and
  - (b) to end all homeless advertising and to utilize the funds directly for funding homeless prevention solutions;
- (5) the City Clerk be requested to send a copy of the video, entitled ‘St. Paul’s Out of the Cold and City Hall’ (January 29, 2001), to the Minister of Community and Social Services and the Prime Minister of Canada for response thereon, and the federal and provincial levels of government be informed that funding is required to phase out the ‘Out of the Cold’ program and replace it with better accommodation for the homeless, having regard that church basements cannot accommodate the homeless on a permanent basis and are using mats as an alternative;

- (6) the Chair of the Community Services Committee be requested to meet with the Minister of Citizenship and Immigration, as soon as possible, to review the current status of policies and programs around immigration, housing and settlement;
- (7) the Chief Administrative Officer, in consultation with the Commissioner of Community and Neighbourhood Services, be requested to build into the waterfront studies which were approved by City Council at its meeting held on January 30, 31 and February 1, 2001, a component to address homeless initiatives in the waterfront vicinity and report thereon, within two months, to the Community Services Committee on how this initiative has been specifically accomplished;
- (8) the report dated January 30, 2001, from the Commissioner of Community and Neighbourhood Services, be adopted, subject to adding to Recommendation No. (1), embodied therein, the following words:

‘and that:

- (i) the City of Toronto build on the positive community development which has developed within Tent City and work with that community to find solutions; and
- (ii) the possibility of using the Durakit units or similar structures donated by the private sector on the Tent City site in the examination of alternative temporary accommodation for people who are homeless be reviewed.’,

so that the recommendations embodied in such report shall now read as follows:

‘It is recommended that:

- (1) the City encourage all stakeholders to continue to work together to develop options for a solution to the Tent City situation and to people not currently accessing the shelter system, and that:
  - (i) the City of Toronto build on the positive community development which has developed within Tent City and work with that community to find solutions; and
  - (ii) the possibility of using the Durakit units or similar structures donated by the private sector on the Tent City site in the examination of alternative temporary accommodation for people who are homeless be reviewed.’;
- (2) a progress report be made to the next meeting of the Community Services Committee;

- (3) a plan be developed and reported to Council at its meeting in April 2001; and
  - (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.’;
- (9) the report dated January 30, 2001, from the Commissioner of Community and Neighbourhood Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) this report be received for information; and
  - (2) Council reaffirm its goal of maintaining the occupancy level of the emergency shelter system for adults and youth at no more than 90 percent.’;
- (10) in addressing the Tent City situation, the Commissioner of Community and Neighbourhood Services be requested to pursue the following proposal embodied in the report dated January 30, 2001, from the Commissioner of Community and Neighbourhood Services:

‘there is a need to examine the feasibility of creating alternative temporary accommodation for people who are homeless and not using the emergency shelter system. Such alternatives could involve the use of prefabricated/manufactured structures. However, any accommodation option must meet minimum residential and public health standards for water, sewage, cooking facilities, lighting and heating.’;

- (11) the Commissioner of Community and Neighbourhood Services be requested to:
- (a) work with Home Depot and the Tent City community to establish a time line for relocation;
  - (b) direct staff to meet with each Member of Council to identify potential shelter sites in their respective Wards;
  - (c) develop a distinction between ‘beds’ and ‘mats on the floor’ for the bed availability count;
  - (d) develop a category of ‘available beds and available mats at 11:00 p.m.’ for reporting purposes;
  - (e) continue to review the protocol for reserving beds and submit a report thereon to the Community Services Committee outlining recommendations to ensure that shelter space is available and more accessible to those in need of such space;



- (f) develop plans to replace mats on floors with proper beds, in consultation with the relevant agencies that provide permanent shelter spaces, and submit a report thereon to the Community Services Committee on an urgent basis;
  - (g) forward a copy of the 'Toronto Report Card on Homelessness 2001' to the federal and provincial governments;
  - (h) submit reports to the Community Services Committee on:
    - (i) the feasibility of improving the Durakits to meet minimum health standards;
    - (ii) suggested possible locations for setting up warming centres and other alternatives for individuals who are on the street and not using the shelter system;
    - (iii) the number of people who are using the shelter system who have disabilities that make them unable to work and, therefore, eligible for provincial support programs, such report to address the success rate of transferring people into the Ontario Disability Support Program (ODSP) and the Workplace Safety and Insurance Board (WSIB) program;
    - (iv) the implications of adjusting the City Council target of 90 percent occupancy of hostels, to be calculated without including the 'no shows' as part of the vacancy number;
    - (v) how to separate out the 'no shows', in order to identify them separately, when calculating the vacancy rate in hostels and on the length of time that the 'no show' beds remain vacant;
    - (vi) how to include the following data in the weekly report on hostel usage:
      - (1) 'no shows';
      - (2) bed versus mat usage;
      - (3) downtown versus uptown usage; and
      - (4) men, women, mixed, youth and family usage;
- (12) copies of the following communications be forwarded to the Commissioner of Community and Neighbourhood Services for review, comment and action, and report thereon to the Community Services Committee by April/May 2001:
- (a) (January 30, 2001) submitted by Councillor Layton, forwarding an electronic mail message received from Mr. Bruce McLeod and Ms. Joyce Kelly, entitled 'Sunday Night in the City';

- (b) (January 30, 2001) from Mr. David Walsh, President, Realco Property Limited; and
  - (c) (January 26, 2001) from Mr. John van Nostrand, Partner, Architects Alliance;
- (13) the following motion be referred to the Commissioner of Community and Neighbourhood Services for review as soon as possible:

Moved by Councillor Cho:

‘It is further recommended that emergency funds in the amount of \$0.5 million be provided to give homes to the homeless.’ ”

### **REPORT NO. 1 OF THE ECONOMIC DEVELOPMENT AND PARKS COMMITTEE**

**Clause No. 4 - “Review of Sub-Committees, Advisory Committees, Special Committees and Task Forces Established by City Council since January 1998”.**

The Clause was amended:

- (1) to provide that the membership of the Advisory Committee to Review the Leases of the Boat Clubs across the Toronto Waterfront be expanded by adding one additional member and that the terms of reference for such Advisory Committee be amended accordingly;
- (2) by striking out and referring Recommendation No. (B)(10) of the Economic Development and Parks Committee, wherein it is recommended that the Task Force on User Fees be disbanded, back to the Economic Development and Parks Committee for further consideration, together with the following motion by Councillor McConnell:

Moved by Councillor McConnell:

“That the Clause be amended by:

- (1) deleting Recommendation No. (B)(10) of the Economic Development and Parks Committee, viz.:
  - ‘(B) the following advisory committees and special committees be disbanded:
    - (10) Task Force on User Fees; the Economic Development and Parks Committee to take carriage of this issue and make recommendations to Council in that regard;’;

- (2) adding to the recommendations of the Economic Development and Parks Committee, the following new Recommendation No. (A)(6):

‘(6) that the Task Force on User Fees be re-established;’; and

- (3) adding thereto the following:

‘It is further recommended that the membership of the Task Force on User Fees be referred to the Striking Committee.’ ”; and

- (3) by adding thereto the following:

“It is further recommended that the Striking Committee be requested to give consideration to the appointment of Councillor McConnell to the Advisory Committee to Review the Leases of the Boat Clubs across the Toronto Waterfront.”

**Clause No. 5 - “Re-establishment of Olympic Task Force (All Wards)”.**

The Clause was amended:

- (1) in accordance with the following recommendation of the Policy and Finance Committee embodied in the communication dated January 18, 2001, from the City Clerk:

“The Policy and Finance Committee on January 18, 2001, amongst other things, recommended to Council that the Olympic Task Force be re-established and the membership be changed to seven, having regard that the Olympic Task Force reports through the Economic Development and Parks Committee.”;

- (2) to provide that the terms of reference for the Olympic Task Force be amended to reflect the increase in membership; and

- (3) by adding thereto the following:

“It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to ensure that the input of the Environmental Committee of the TO-Bid Committee is incorporated into the bid as it goes forward.”

**Clause No. 7 - “Poll Results - Formation of Business Improvement Area - Downtown Yonge Street Business Area”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the report dated January 26, 2001, from the Commissioner of Economic Development, Culture and Tourism, embodying the following recommendations, be adopted:

'It is recommended that:

- (1) subject to approval of the proposed Business Improvement Area (BIA) for Downtown Yonge Street by the Ontario Municipal Board:
  - (a) a minimum annual special charge of Forty Dollars and Twenty-Five Cents (\$40.25) and a maximum annual special charge of Five Hundred and Seventy-Two Thousand, One Hundred and One Dollars and Four Cents (\$572,101.04) be established upon rateable property in the Business Improvement Area (BIA) that is in a prescribed business property class; and
  - (b) the aggregate amount payable by the parcels shown on Attachment 1 which are identified by hatch marks and which constitute portions of the Toronto Eaton Centre will not in any taxation year exceed the maximum special charge of Five Hundred and Seventy-Two Thousand, One Hundred and One Dollars and Four Cents (\$572,101.04);
- (2) subject to and following approval of the proposed Downtown Yonge Street Business Improvement Area (BIA) by the Ontario Municipal Board, the City Clerk be directed to give notice of Council's intention to pass a maximum and minimum special charge by-law as described in Recommendation No. (1), and that such notice be published once a week, for four successive weeks, in a newspaper having general circulation in the municipality; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.' "

## **REPORT NO. 1 OF THE PLANNING AND TRANSPORTATION COMMITTEE**

**Clause No. 1 - "Revised Organizational Structure for the Committee of Adjustment (All Wards)".**

The Clause was amended:

- (1) by amending Recommendation No. (1)(b) of the Planning and Transportation Committee, by deleting Part (2)(b) and inserting in lieu thereof the following new Part (2)(b):
  - “(b) in situations where a panel must deal with by-laws of more than one former municipality, an attempt shall be made, where possible, to include on that panel at least one individual who has knowledge of the planning by-laws of each of the former municipalities;

- (2) in accordance with the following recommendation of the North Community Council embodied in the communication dated January 23, 2001, from the City Clerk:

“The North Community Council recommends to Council, when considering Clause No. 1 of Report No. 1 of The Planning and Transportation Committee, headed ‘Revised Organizational Structure for the Committee of Adjustment’, that the recommendations of the Planning and Transportation Committee be adopted, subject to Recommendation A.(1)(c) [Recommendation No. (6), as amended by the Planning and Transportation Committee] being amended by deleting the words ‘hold an evening meeting on a particular application within his/her Ward’, and inserting in lieu thereof, the words ‘schedule a specific application within his/her Ward, as the last item on the Committee of Adjustment agenda’, so that Recommendation A.(1)(c) shall now read as follows:

- ‘(6) City Council recommend the Secretary-Treasurer schedule all Committee of Adjustment Hearings to start at 2:00 p.m., but that the Committee of Adjustment, at the request of the Ward Councillor, schedule a specific application within his/her Ward, as the last item on the Committee of Adjustment agenda, and meetings be held in the civic centre headquarters of their respective Community Council; and report back in six months on stakeholder satisfaction.’ ”; and

- (3) in accordance with the following motion:

**Moved by: Councillor Moscoe**

“**WHEREAS** there are 2¼ million residents of the City of Toronto from whom to select members of the Committee Adjustment; and

**WHEREAS** the current minimum qualification criteria for appointees to the Committee of Adjustment, and to other agencies, boards and committees selected through the Nominating Committee, states that appointees must reside within the City of Toronto and/or pay municipal taxes; and

**WHEREAS** this qualification criteria could result in members of the Committee of Adjustment residing in Mississauga, York Region or even North Bay;

**NOW THEREFORE BE IT RESOLVED THAT**, notwithstanding Council’s Policy for Citizen Appointments through the Nominating Committee, as amended, which directs that the minimum criteria with respect to residential status of applications to the City’s agencies, board and committees requires that appointees to such boards must reside within the City of Toronto and/or pay municipal taxes; that the minimum residential criteria for appointees for the newly structured Committee of Adjustment be amended to require residency within the City of Toronto.”

**REPORT NO. 1 OF THE POLICY AND FINANCE COMMITTEE**

**Clause No. 1 - “Waterfront Redevelopment Initiative”.**

The Clause was amended by adding thereto the following:

“It is further recommended that:

- (1) the Chief Administrative Officer and the Intergovernmental Steering Committee be requested to submit a report to the Policy and Finance Committee and the Planning and Transportation Committee, in March 2001, on the governance implementation mechanisms and plan of the Toronto Waterfront Revitalization Initiative;
- (2) the Chief Administrative Officer be requested to:
  - (i) provide, to Members of Council who so request, the names of the consultants, firms and the appropriate contact person(s); and
  - (ii) submit a report to the Policy and Finance Committee and the Budget Advisory Committee, in March 2001, providing a list of studies, consultants hired and interim results of the \$6.3 million studies;
- (3) the consultants be requested to liaise with the Ward Councillors of the areas of the City of Toronto that will be directly impacted by their work; and
- (4) the following motion be referred to Chief Administrative Officer for report to the Policy and Finance Committee at the appropriate time:

Moved by Councillor Miller:

“It is further recommended that the contracts that relate to Olympic planning, as set out in Items Nos. 18 to 30, as embodied in the Backgrounder dated January 30, 2001, not be adopted; and the Chief Administrative Officer and the Commissioner of Urban Development Services be requested to submit a report to the Policy and Finance Committee on why these Items should not be the responsibility of TO-Bid.”

**Clause No. 2 - “Bill 140 - Continued Protection for Property Taxpayers Act, 2000”.**

The Clause was amended by:

- (1) adding to the recommendations embodied in the report dated January 15, 2001, from the Chief Financial Officer and Treasurer, as embodied in the Clause, the following new recommendation:
  - “(7) the City of Toronto be permitted, by regulation, to separate the parking lot/vacant land classes into two separate classes.”; and

(2) adding thereto the following:

“It is further recommended that:

- (a) having regard that the tax rate for the commercial class would be approximately 5.3 percent under the 2001 assessment, depending on the City of Toronto’s exact budget requirements, if the provincial government sets the education tax rate at the provincial average, the City immediately reiterate its request that the Province of Ontario make the City of Toronto’s commercial education tax rate equal to the average Greater Toronto Area rates, effective 2001; and
- (b) having regard that the vitality of small business retail is critically important to the health of the City of Toronto’s neighbourhoods and the impact of Current Value Assessment threatens that vitality, the Province of Ontario be requested to provide municipalities, including the City of Toronto, with the legal ability to create a small business commercial tax class.”

**Clause No. 3 - “Preliminary 2001 Re-Assessment and Taxation Impacts and Overview of Tax Policy Options”.**

Council adopted the following recommendations:

“It is recommended that:

- (1) the Province of Ontario again be requested to equalize the City of Toronto’s education tax rate for commercial and industrial properties relative to the rest of Ontario, as soon as possible; and
- (2) the report dated January 29, 2001, from the Chief Financial Officer and Treasurer, embodying the following recommendation, be adopted:

‘It is recommended that the tax impact reports entitled “Preliminary Summary of Estimated 2001 CVA Tax Impacts – December 2000” and “Summary of Updated Estimated 1998 Tax Impacts (Reproduction by 2000 Ward Boundaries)”, be placed on the City’s web-site for public access.’ ”

**Clause No. 7 - “Heritage Preservation - Property Tax Treatment for Heritage Properties”.**

The Clause was amended by adding thereto the following:

“It is further recommended that Councillors Feldman, Pitfield and Rae be requested to meet with the Minister of Finance, or his representative, to discuss the issue of property tax treatment for heritage properties, and submit a report thereon to the Policy and Finance Committee.”

**Clause No. 8 - “Authority to Submit Letter of Intent to the Ontario SuperBuild Sports, Culture and Tourism Partnership Initiative”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the Chief Administrative Officer and Chief Financial Officer and Treasurer be requested to submit a joint report to the Policy and Finance Committee on a process for setting priorities under the Canada/Ontario Infrastructure Partnership.”

**Clause No. 10 - “Public Access Defibrillation”.**

The Clause was amended by adding thereto the following:

“It is further recommended that, as discussions continue respecting the expansion of the PAD Program into other City buildings, the Commissioner of Corporate Services and staff in the Real Estate Division of the Corporate Services Department be involved in those discussions.”

**Clause No. 12 - “Maria A. Shchuka and Leaside Libraries, Approval of 2001 Capital Projects”.**

The Clause was amended by striking out Recommendation No. (1) of the Policy and Finance Committee and inserting in lieu thereof the following:

“It is recommended that:

- (1) for the Maria A. Shchuka Library, funding in the amount of \$1.5 million be approved;
- (2) for the Leaside Public Library, funding in the amount of \$400,000.00 be approved; and
- (3) Library Board staff and the Architects be requested to meet with the local Ward Councillor(s) to undertake a detailed review of the projects to find the savings represented by these respective reductions.”

**Clause No. 13 - “Dawes Road Neighbourhood Branch Library Capital Project”.**

The Clause was amended by adding thereto the following:

“It is further recommended that:

- (1) the report dated January 23, 2001, from the City Librarian, embodying the following recommendations, be adopted:



‘It is recommended that:

- (1) Council receive this report for information; and
  - (2) staff proceed with the plans to expend \$750,000.00 in approved 2000 Capital funds for the Dawes Road Neighbourhood Branch Library.’; and
- (2) the Chief Administrative Officer, the Commissioner of Corporate Services and the City Librarian be requested to consult with the Architects, Engineers and Condominium Management respecting the ten-year Capital needs regarding the Dawes Road Neighbourhood Library project and submit a report thereon to the Policy and Finance Committee.”

**Clause No. 14 - “Review of Sub-Committees, Advisory Committees, Special Committees and Task Forces established by City Council since January, 1998”.**

The Clause was amended by adding to Recommendation No. (2)(d) of the Policy and Finance Committee, the words “for its next meeting scheduled to be held on February 15, 2001”, so that such recommendation shall now read as follows:

- “(2) that the following task forces, committees and special committees be re-established:
- (d) the Telecommunications Steering Committee; and that the Terms of Reference and Membership thereof be referred to the Chief Administrative Officer for review and report thereon the Policy and Finance Committee for its next meeting scheduled to be held on February 15, 2001;”.

**Clause No. 15 - “Submission of Resolutions to the Federation of Canadian Municipalities Annual Conference, Banff, Alberta, May 25 - May 28, 2001”.**

Council adopted the following recommendation:

“It is recommended that the following motion be adopted by City Council and forwarded to the Federation of Canadian Municipalities (FCM) for consideration at the FCM Annual Conference, May 25 to May 28, 2001:

**Moved by: Councillor Chow**

‘**WHEREAS** the federal government has announced an initial investment of \$2.2 billion (\$300 million for 2001, \$400 million for 2002, \$500 million for 2003, \$500 million for 2004 and 2005) towards a National Children’s Agenda (NCA) Early Childhood Development; and

**WHEREAS** the Federation of Canadian Municipalities (FCM) at its last Annual General Meeting, endorsed, by unanimous consent, a Resolution that supported an annual investment of \$2 billion a year for the National Children Agenda; and

**WHEREAS** some Provinces have downloaded children's programs to local municipalities and local Boards of Health; and

**WHEREAS** the children from rural areas and the wide variety of communities in Canada face different circumstances and this suggests that municipal governments should have considerable say on the design and the implementation of this excellent initiative;

**NOW THEREFORE BE IT RESOLVED THAT** the FCM congratulate and applaud the federal government's initial investment towards a National Children's Agenda, and the federal government be encouraged to continue to invest fully to \$2 billion per year;

**AND BE IT FURTHER RESOLVED THAT** the FCM be requested to develop a strategy of municipal involvement in decision making concerning the implementation of the NCA Early Childhood Development Programs;

**AND BE IT FURTHER RESOLVED THAT** the FCM be requested to communicate this strategy to the federal government.' "

**Clause No. 16 - "Other Items Considered by the Committee".**

The Clause was received as information, subject to:

- (1) striking out and referring Item (p), entitled "Basement Flooding Investigation and Assessment – Voluntary Private Home Isolation Program", embodied therein, back to the Policy and Finance Committee for further consideration at such time as the pre-commitment process for 2001 Capital Projects is considered by the Policy and Finance Committee in February 2001; and
- (2) striking out and referring Item (q), entitled "Elevator Repairs and Work Order Notifications", embodied therein, to the Community Services Committee for further consideration, notwithstanding the provisions of Chapter 27 of the City of Toronto Municipal Code.

**REPORT NO. 1 OF THE WORKS COMMITTEE**

**Clause No. 1 - "Review of Sub-Committees, Advisory Committees, Special Committees and Task Forces Established by City Council Since January 1998".**

*(See also Clause No. 3 of Report No. 1 of The Administration Committee, Page 3.)*

The Clause was amended by striking out and referring Recommendation No. (4) of the Administration Committee, together with Recommendation No. B(4) of the Works Committee, to the Chair of the Personnel Sub-Committee for consideration and report thereon to the Administration Committee no later than its meeting scheduled to be held on March 27, 2001, viz.:

Recommendation No. 4 of The Administration Committee:

"(4) the mandate of the Personnel Sub-Committee be amended to include issues respecting Works Best Practices; and the General Manager, Water and Wastewater Services, or his designate, be requested to provide staff support to the Personnel Sub-Committee when the Sub-Committee gives consideration to Works Best Practices issues;" and

Recommendation No. B(4) of The Works Committee:

"(B) the following committees be disbanded:

(4) Works Best Practices Program Work Group, having regard for the recommendation of the Administration Committee with respect to the re-establishment of the Personnel Sub-Committee to include Works Best Practices; and reports having requested the Commissioner of Works and Emergency Services to submit a report directly to Council on consultation with Toronto Civic Employees' Union – CUPE Local 416 with respect to their response to the proposed structure and any recommendations;"

**Clause No. 2 - "Banning of Grass Clippings from Garbage Collection".**

The Clause was amended:

(1) to provide that, in order to save \$100,000.00 of taxpayers' money which would otherwise be wasted, City Council adopt the recommendation of the Commissioner of Works and Emergency Services of an April 1, 2001 start up of the banning of grass clippings from garbage collection; and

(2) by adding thereto the following:

"It is further recommended that the Commissioner of Works and Emergency Services be requested to inform members of the gardening industry who remove grass clippings from property about the implementation of the ban of grass clippings from garbage collection."

**Clause No. 9 - “Quotations for Liquid Chlorine”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the Commissioner of Works and Emergency Services be requested to investigate delivery methods for the purchase of liquid chlorine to reduce further the prices obtained for the bulk purchase of this commodity.”

**REPORT NO. 1 OF THE DOWNTOWN COMMUNITY COUNCIL**

**Clause No. 3 - “Amendment to Section 279, Signs, of the Former City of Toronto Municipal Code, 279 Yonge Street (7 Dundas Square)(Toronto Centre-Rosedale, Ward 27)”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the report dated January 29, 2001, from the Commissioner of Economic Development, Culture and Tourism, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) authority be granted by Toronto City Council for the execution of a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the owner of 279 Yonge Street, using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor, in consultation with the Manager, Heritage Preservation Services;
- (2) the owner post letters of credit with the City in the amount of \$60,000.00, prior to the issuance of any building permit, to provide for restoration work of the façade within three years, in accordance with a Restoration Plan satisfactory to the Manager, Heritage Preservation Services; and
- (3) the appropriate City Officials be authorized and directed to take the necessary actions to give effect thereto.’ ”

**Clause No. 4 - “Removal and Injury of Private Trees - 8 Spadina Road (Trinity-Spadina, Ward 20)”.**

Council adopted the following recommendations:

“It is recommended that Recommendation No. (1) embodied the report dated December 1, 2000, from the Commissioner of Economic Development, Culture and Tourism, as embodied in the Clause, be adopted subject to the following:

- (1) saving two White Elms by adhering to establishing the maximum tree protection zone, without any change to the site plan;
- (2) replacing three Honey Locusts with three Silver Maples;
- (3) replacing 15 Norway Maples with 10 Silver Maples; and
- (4) planting Red Maples, instead of the Pear Trees proposed, within the courtyard and at the west property line of the site.”

**Clause No. 13 - “Ontario Municipal Board Decision - Park Drive Ravine, Exempting 119R Glen Road from Zoning By-law No. 1997-0369 (Toronto Centre-Rosedale, Ward 27)”.**

The Clause was amended by striking out the recommendation of the Downtown Community Council and inserting in lieu thereof the following:

“It is recommended that the City seek leave to appeal the decision of the Court of Appeal (December 19, 2000) to the Supreme Court of Canada, using internal City staff resources.”

#### **REPORT NO. 1 OF THE MIDTOWN COMMUNITY COUNCIL**

**Clause No. 12 - “319 Merton Street - Dominion Coal Silos”.**

Council adopted the following recommendation:

“It is recommended that the Clause be received and that the intent to designate the Dominion Coal Silos under the Ontario Heritage Act be withdrawn.”

**Clause No. 13 - “404 Russell Hill Road - Removal of Two City-Owned Trees”.**

The Clause was amended by deleting Recommendation No. (1) of the Midtown Community Council and inserting in lieu thereof the following:

“The Midtown Community Council recommends that Council:

- (1) approve the removal of the City-owned Norway Maple;”.

**Clause No. 14 - “Application to Amend Former East York Zoning By-law No 156-97 to Remove the Holding Symbol (H) as it Relates to a Portion of Land at 147 Laird Drive and 22 Commercial Road”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the report dated January 22, 2001, from the Commissioner of Urban Development Services, embodying the following recommendation, be adopted:

‘It is recommended that City Council enact the amending by-law to remove the “H” (Holding Zone) provision for these lands shown as Part 6 on Registered Plan 66R-18964.’ ”

**Clause No. 16 - “63 St. Edmunds Drive - Removal of Two Private Trees”.**

The Clause was amended by adding thereto the following:

“It is further recommended that approval for the removal of the two privately-owned trees be conditional upon:

- (1) a building permit being issued for a new house or major renovation which would require the rear yard tree to be removed;
- (2) construction, as referred to in Recommendation No. (1), above, commencing; and
- (3) the owner of the property planting two large-growing shade trees, the species, size and location of which to be to the satisfaction of the City Forester.”

**Clause No. 20 - “Minor Variance - 158 Dawlish Avenue OMB Hearing”.**

The Clause was amended by deleting the Operative Paragraph of the Resolution embodied in the Clause and inserting in lieu thereof the following new Operative Paragraph:

“**THEREFORE BE IT RESOLVED THAT** the Commissioner of Urban Development Services be directed to provide as much assistance as possible to the residents, including staff attendance at the Ontario Municipal Board where it is deemed by either staff or residents to be beneficial.”

**REPORT NO. 1 OF THE NORTH COMMUNITY COUNCIL**

**Clause No. 9 - “Ontario Municipal Board Hearing - Committee of Adjustment Application - Bowan Court - Ward 24 - Willowdale”.**

Council adopted the following recommendation:

“It is recommended that the report dated January 29, 2001, from the Commissioner of Urban Development Services, embodying the following recommendations, be adopted:

‘It is recommended that City Council:

- (1) direct the City Solicitor to amend the subdivision agreement between the City and Bowan Investments Inc. to implement the Minutes of Settlement, should the Ontario Municipal Board approve the decision of the Committee of Adjustment as so modified; and
- (2) authorize and direct the appropriate City officials to take the necessary action to give effect thereto.’ ”

**REPORT NO. 1 OF THE SOUTHWEST COMMUNITY COUNCIL**

**Clause No. 1 - “Maintenance of a Fence - 183 Rosemount Avenue and Via Italia Flank, Ward 17 - Davenport”.**

Council adopted the following recommendation:

“It is recommended that Recommendations Nos. (1), (1)(b), (1)(d) and (2) embodied in the report dated August 23, 2000, from the Manager, Right-of-Way Management, Transportation Services, District 1, as embodied in the Clause, be adopted, viz.:

‘It is recommended that:

- (1) City Council approve the maintenance of the wooden fence within the public right-of-way fronting 183 Rosemount Avenue and on the Via Italia flank, subject to the property owner:
  - (b) altering the fence at the corner to a 45-degree angle splay from a point 1.8 metres parallel and perpendicular to the licensed front yard parking pad at 185 Rosemount Avenue; and
  - (d) entering into an encroachment agreement with the City of Toronto, as prescribed under Chapter 313 of the former City of Toronto Municipal Code; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.’ ”

- Clause No. 10** - **“Proposed Installation of Speed Bumps in the Public Lane System Bounded by Caledonia Road, Norman Avenue, Gilbert Avenue and Innes Avenue, Ward 17 – Davenport”.**

The Clause was struck out and referred back to the Southwest Community Council for further consideration.

- Clause No. 18** - **“1555 Jane Street – Application to Amend the Official Plan and Zoning By-law No. 7625; Medallion Properties Limited; File Nos. UDOP-00-12, UDZ-99-42, UDSP-00-047, Ward 12, York South-Weston”.**

The Clause was struck out and referred back to the Southwest Community Council for further consideration.

### **REPORT NO. 2 OF THE STRIKING COMMITTEE**

- Clause No. 1** - **“Appointments to the Etobicoke and Mimico Creek Watersheds Task Force; Harbourfront Centre Board of Directors; Rouge Park Alliance; and Spadina-York Subway Extension Committee”.**

The Clause was amended by:

- (1) striking out Recommendation No. (4)(ii) of the Striking Committee and inserting in lieu thereof the following:

“(ii) Councillor David Miller be appointed as the alternate on the Spadina-York Subway Extension Committee.”; and

- (2) adding thereto the following:

“It is further recommended that the appropriate City of Toronto officials be authorized to provide support to the Spadina-York Subway Extension Committee.”

- Clause No. 5** - **“Appointments to the Reference Group of Nathan Phillips Square Design Competition”.**

Consideration of the Clause was deferred to the first meeting of City Council following the adoption, by Council, of the City of Toronto’s 2001 Operating Budget and 2001-2006 Capital Budget in April 2001.



## **ENQUIRIES AND ANSWERS**

- (1) From Councillor Moscoe (December 20, 2000) regarding the status of the TEDCO investigation requested by City Council; and**
- (2) From Councillor Walker (January 8, 2001) regarding the status of the TEDCO investigation requested by City Council.**

Council adopted the following recommendations:

“It is recommended that:

- (a) the Enquiries dated December 20, 2000, and January 8, 2001, from Councillor Moscoe and Councillor Walker, respectively, regarding the status of the TEDCO investigation requested by City Council, be received;
- (b) the Answer thereto dated January 29, 2001, from the City Solicitor and the Chief Administrative Officer, embodying the following recommendations, be adopted and referred to the Administration Committee:

‘It is recommended that:

- (1) Council authorize staff to take all actions possible to assist the Ontario Provincial Police in their investigation, and provide all documentation, confidential and otherwise, to the OPP, participate in interviews, and otherwise facilitate the OPP investigation; and
  - (2) the appropriate officials be authorized to give effect thereto’;
  - and
  - (c) the City Solicitor and the Chief Administrative Officer be requested to submit periodic reports to the Administration Committee on the progress of the investigation as it proceeds.”
- (3) From Councillor Walker (January 2, 2001) regarding the redevelopment of the waterfront.**

Council adopted the following recommendation:

“It is recommended that the Enquiry dated January 2, 2001, from Councillor Walker, regarding the redevelopment of the waterfront, and the Answer thereto, dated January 29, 2001, from the Chief Administrative Officer, be referred to the Planning and Transportation Committee.”

- (4) **From Councillor Moscoe (January 10, 2001) regarding the status of the direction of Council with respect to the availability of TEELA data to Councillors.**

Council adopted the following recommendation:

“It is recommended that the Enquiry dated January 10, 2001, from Councillor Moscoe, regarding the status of the direction of Council with respect to the availability of TEELA data to Councillors, and the following Answers thereto, be referred to the Administration Committee:

- (a) (January 24, 2001) from the City Solicitor;
- (b) (January 29, 2001) from Mr. George Rust-D’Eye, Weir and Foulds; and
- (c) (January 29, 2001) from Councillor Berardinetti.”

**ADDITIONAL MATTER CONSIDERED BY COUNCIL:**

**Point of Privilege by Councillor Miller respecting Service Districts:**

Council adopted the following recommendation:

“It is recommended that the following Point of Privilege raised by Councillor Miller be referred to the Administration Committee:

Moved by Councillor Miller:

‘It is recommended that the Chief Administrative Officer be requested to consult with Members of Council prior to taking any further steps to implement the initiative respecting service districts, and to submit a report to Council, through the Administration Committee, on the results of those consultations.’ ”

**NOTICE OF MOTION APPEARING UNDER ITEM I**

**Community Co-ordinator for Each Community**

**Moved by: Councillor Walker**

**Seconded by: Councillor Johnston**

‘**BE IT RESOLVED THAT** the Chief Administrative Officer be requested to submit a report to Council, through the Administration Committee, on the allocation of a Community Co-ordinator for each Community, from existing management personnel.’ ”

***Disposition: The Motion was referred to the Administration Committee.***

**NOTICES OF MOTIONS APPEARING UNDER ITEM J**

**(1) Grant Program – Toronto District School Board Playground Rebuilding**

**Moved by: Councillor Walker**

**Seconded by: Councillor Prue**

“**WHEREAS** building permit fees are based on a percentage of the estimated cost of the project that requires the Building Permit; and

**WHEREAS** it has been the policy of the City of Toronto to charge the Toronto District School Board building permit fees for construction activities; and

**WHEREAS** the Toronto District School Board is faced with incredible financial challenges and many of the monies being provided for the re-building of school playgrounds is being donated by parents of children at individual schools; and

**WHEREAS** in the summer of 2000 many of the City’s school playgrounds were demolished by the Toronto District School Board; and

**WHEREAS** the City of Toronto receives considerable benefits from the existence of school playgrounds and Council has already made policy decisions to provide support for the re-building of these playgrounds; and

**WHEREAS** building permit fees will considerably reduce the amount of funds available for equipment;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto establish a grant program for all applications relating to the Toronto District School Board’s rebuilding of playgrounds, the value of which is equivalent to the building permit fees for these projects;

**AND BE IT FURTHER RESOLVED THAT** these grants be deemed to be in the interest of the City;

**AND BE IT FURTHER RESOLVED THAT** the Chief Financial Officer and Treasurer be requested to submit a report to the Policy and Finance Committee, as soon as possible, on the estimated annual cost of the grant program.”

***Disposition: The Motion was withdrawn.***

(2) **Increase in Membership of Affordable and Social Housing Committee**

**Moved by:** Councillor Chow

**Seconded by:** Councillor Pantalone

“**WHEREAS** City Council at its Inaugural meeting held on December 5, 6 and 7, 2000, in its consideration of Notice of Motion P(14), approved the establishment of an Affordable and Social Housing Committee; and

**WHEREAS** it was agreed that such a Committee be comprised of five Members of Council; and

**WHEREAS** subsequently seven Members of Council have requested appointment to this Committee, and the Striking Committee will be considering appointments at an upcoming meeting;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Notice of Motion P(14) be re-opened for further consideration only insofar as it pertains to the number of members on the Affordable and Social Housing Committee;

**AND BE IT FUTHER RESOLVED THAT** the membership of the Affordable and Social Housing Committee be increased from five to seven Members of Council.”

*Disposition: Council re-opened Notice of Motion P(14) for further consideration, only insofar as it pertains to the number of members on the Affordable and Social Housing Committee, and adopted the balance of this Motion without amendment.*

(3) **Continuance of Tenant Support Grants Program**

**Moved by:** Councillor Walker

**Seconded by:** Councillor Prue

“**WHEREAS** City Council at its meeting held on November 23, 24 and 25, 1999, approved the creation of the Tenant Defence Fund for the year 2000 with a maximum budget of \$300,000.00, to assist tenants in disputing landlords’ applications for above-guideline rent increases; and

**WHEREAS**, in approving the Tenant Defence Fund, Council allocated \$150,000.00 of the \$300,000.00 Tenant Defence Fund to provide direct grants to such tenant groups; and

**WHEREAS** Council allocated the remaining \$150,000.00 of the Tenant Defence Fund to an Outreach and Organizing Program to contact and assist tenants in organizing themselves to dispute the AGI applications; and

**WHEREAS** Council enacted By-law No. 48-2000 on February 3, 2000, to establish the criteria and process for implementing the Tenant Support Grants Program under the Tenant Defence Fund; and

**WHEREAS** Council enacted By-law No. 838-2000 on October 5, 2000, to expand the scope of the Tenant Support Grants Program to assist tenants appealing or applying to the Divisional Court for judicial review of an order issued by the Ontario Rental Housing Tribunal, and tenants disputing landlords' applications for demolitions or conversions before the Ontario Municipal Board; and

**WHEREAS** the expanded program raised the maximum amount of additional grant assistance to \$10,000.00 for Divisional Court appeals and judicial reviews and \$15,000.00 for OMB disputes for each eligible tenant group applying for the grants; and

**WHEREAS** Council at its Inaugural meeting held on December 5, 6 and 7, 2000, by adopting Motion P(1) directed that the Tenant Support Grants Program be continued up to February 1, 2001, or until the grants are exhausted, whichever occurs earlier; and

**WHEREAS** as of January 12, 2001, over 80 tenant applications were approved, with approximately \$146,000.00 committed or disbursed, resulting in only \$4,000.00 uncommitted funds in the Tenant Support Grants Program; and

**WHEREAS** there were approximately 60 new landlord applications for above-guideline rent increases at the three (3) Toronto area Tribunal offices between December 1, 2000, and January 3, 2001; and

**WHEREAS** unlike other programs funded by the City, this is a one-time program for Year 2000 only that cannot continue until the Year 2001 Budget is approved and, therefore, interim funding is required;

**NOW THEREFORE BE IT RESOLVED THAT:**

- (1) additional funds of \$37,500.00 be approved for the Tenant Support Grants Program such funds to be provided from the Corporate Contingency Fund, in order to assist eligible tenant groups who apply for the grants between now and March 31, 2001;
- (2) the Tenant Support Grants Program and the Outreach and Organizing Program be reinstated in 2001 and established as an annual program at a funding level of \$300,000.00;
- (3) the Tenant Support Grants Program and the Outreach and Organizing Program and associated budget be included in the 2001 budget considerations; and
- (4) this Notice of Motion also be referred to the Budget Advisory Committee."

**Disposition:** *The Motion was referred to the Budget Advisory Committee.*

**(4) Tenant Support Grants Program – 4750, 4752, and 4754 Dundas Street West**

**Moved by: Councillor Walker**

**Seconded by: Councillor Mihevc**

**“WHEREAS** Council enacted By-law No. 48-2000 on February 3, 2000, to establish the criteria and process for implementing the Tenant Support Grants Program under the Tenant Defence Fund to assist tenants in disputing landlords’ applications for above-guideline rent increases; and

**WHEREAS** Council enacted By-law No. 838-2000 on October 3, 2000, to expand the scope of the Tenant Support Grants Program to include assisting tenants appealing to the Divisional Court regarding an Order issued by the Ontario Rental Housing Tribunal with respect to above-guideline rent increase applications; and

**WHEREAS** By-Law No. 838-2000 allows the Commissioner of Community and Neighbourhood Services to release an advance payment to eligible tenant groups of up to 50 percent of the basic grant commitment (i.e., up to \$500.00) for the purpose of retaining a qualified agent or lawyer for representation at the Tribunal hearing; and

**WHEREAS** the by-law specifies that an advance payment can be applied only to basic grant applications but not to additional grant applications; and

**WHEREAS** the tenants at 4750, 4752 and 4754 Dundas Street West have submitted an application for an additional grant (\$6,075.00) under the expanded Tenant Support Grants Program and their application has been approved; and

**WHEREAS** the Dundas Street West tenants requested an advance payment of \$1,000.00 to pay for a retainer fee to engage a lawyer, in order to meet the December 28, 2000 deadline for filing their appeal to the Divisional Court; and

**WHEREAS** the tenants’ request for an advance payment does not fall within the scope of the amended by-law and exceeds the amount allowed under the basic grant level; and

**WHEREAS** as of today, the tenants’ lawyer already commenced work for their case and filed the court appeal; and

**WHEREAS** there are sufficient funds in the Tenant Support Grants Program to cover the amount of grant requested by the Dundas Street West tenants;

**NOW THEREFORE BE IT RESOLVED THAT:**

- (1) the Commissioner of Community and Neighbourhood Services be authorized to advance \$1,000.00 of the additional grant that has been approved to the tenants at 4750, 4752 and 4754 Dundas Street West to cover their lawyer’s retainer fee; and

- (2) By-law No. 838-2000 be amended to give the Commissioner of Community and Neighbourhood Services discretionary authority to issue advance payments of up to \$1,000.00 for additional grant applications, if tenant groups applying for the grant can demonstrate, in writing, that they require a retainer fee to engage the service of a qualified professional.”

*Disposition: The Motion was referred to the Community Services Committee.*

**(5) Tenant Support Grants Program – 65, 71, 75 and 79 Thorncliffe Park**

**Moved by: Councillor Walker**

**Seconded by: Councillor Pitfield**

“**WHEREAS** Council enacted By-law No. 48-2000 on February 3, 2000, to establish the criteria and process for implementing the Tenant Support Grants Program under the Tenant Defence Fund to assist tenants in disputing landlords’ applications for above-guideline rent increases; and

**WHEREAS** Council enacted By-law No. 838-2000 on October 3, 2000, to broaden the mandate of the Tenant Defence Fund to assist tenants disputing applications for demolitions and related rental housing matters, in addition to disputing applications for above-guideline rent increases AGI; and

**WHEREAS** the Tenants’ Association at 65, 71, 75 and 79 Thorncliffe Park submitted a combined application to the Ontario Rental Housing Tribunal on November 14, 2000, for rent reduction as a result of their landlord’s failure to comply with the terms of a mutual agreement previously made between the tenants and the landlord; and

**WHEREAS** the Thorncliffe Park tenants initially submitted four (4) basic grant applications to pay for legal representation for the tenants’ applications to the Tribunal; and

**WHEREAS** their grant applications were denied because funding the tenants’ application to the Tribunal does not fall within the scope of the Tenant Support Grants Program under the amended by-law; and

**WHEREAS** members of the Tenant Defence Sub-Committee were of the opinion that the Thorncliffe Park tenants should be provided a grant to obtain legal assistance in their application for rent reduction at the Tribunal because their application is related to their landlord’s AGI application; and

**WHEREAS** section 113 of the Municipal Act provides that the Council of every municipality may, subject to section 111 of the Municipal Act, make grants, on such terms and conditions as to security and otherwise as the Council may consider expedient, to any person, institution, association, group or body of any kind or any purpose that, in the opinion of the Council, is in the interests of the municipality; and

**WHEREAS** providing grants to tenant groups for disputing landlords' applications can assist in the preservation and maintenance of affordable housing supply and is, therefore, in the interests of the City; and

**WHEREAS** the tenants of the four (4) buildings are currently making a joint application for an additional grant (\$5,000.00) to pay for legal assistance for their combined rent reduction application to the Tribunal; and

**WHEREAS** the tenants have already raised \$9,000.00 to cover legal expenses for negotiation of the previous agreement and are now running out of funds; and

**WHEREAS** there is an urgency for funding the Thorncliffe Park tenants because they already attended a Tribunal hearing in December about their rent reduction application and another hearing will be scheduled in the near future; and

**WHEREAS** there are currently sufficient funds in the Tenant Support Grants Program to cover the Thorncliffe Park tenants' grant application;

**NOW THEREFORE BE IT RESOLVED THAT** Council make a grant of \$5,000.00 to the Thorncliffe Park Tenants' Association and such money be allocated from the Tenant Support Grants Program."

*Disposition: The Motion was referred to the Community Services Committee.*

**(6) Tenant Support Grants Program – 10 Shallmar Boulevard**

**Moved by: Councillor Walker**

**Seconded by: Councillor Mihevc**

**“WHEREAS** Council enacted By-law No. 48-2000 on February 3, 2000, to establish the criteria and process for implementing the Tenant Support Grants Program under the Tenant Defence Fund to assist tenants in disputing landlords' applications for above-guideline rent increases; and

**WHEREAS** Council enacted By-law No. 838-2000 on October 3, 2000, to expand the scope of the Tenant Support Grants Program to assist tenants appealing or applying to the Divisional Court for judicial review of an Ontario Rental Housing Tribunal Order with respect to above-guideline rent increase applications (AGI); and

**WHEREAS** the 10 Shallmar Tenant Association has filed an application to the Divisional Court for a judicial review of the Tribunal Order on the AGI application for their building; and



**WHEREAS** the Shallmar Tenant Association has submitted an application for an additional grant under the expanded Tenant Support Grants Program pursuant to By-law No. 838-2000; and

**WHEREAS** there are 128 units in the 10 Shallmar Boulevard building that are affected by the AGI application; and

**WHEREAS** more than one-third of these tenants (55 tenants) signed the petition for their grant application, which met the eligibility criteria; and

**WHEREAS** the Shallmar application was denied because most of the tenants (60 percent) who signed the petition for the application are, on average, paying rents 5 percent above the rent levels required to be qualified as an 'eligible group' under the Tenant Support Grants Program; and

**WHEREAS** section 113 of the Municipal Act provides that the Council of every municipality may, subject to section 111 of the Municipal Act, make grants, on such terms and conditions as to security and otherwise as the Council may consider expedient, to any person, institution, association, group or body of any kind or any purpose that, in the opinion of the Council, is in the interests of the municipality; and

**WHEREAS** providing grants to tenant groups for disputing landlords' applications can assist in the preservation and maintenance of affordable housing supply and is, therefore, in the interests of the City; and

**WHEREAS** there are sufficient funds in the Tenant Support Grants Program to cover the Shallmar tenants' application; and

**NOW THEREFORE BE IT RESOLVED THAT** Council make a grant of \$6,000.00 to the tenants at 10 Shallmar Boulevard and such money be allocated from the Tenant Support Grants Program."

**Disposition:** *The Motion was referred to the Community Services Committee.*

**(7) Provision of Toronto Police Services Board Agenda to Members of Council**

**Moved by:** Councillor Soknacki

**Seconded by:** Councillor Chow

**WHEREAS** the Toronto Police Services Board provides one of the major municipal services of the City of Toronto; and

**WHEREAS** civilian oversight is one of the key principles for policing; and

**WHEREAS** Councillors rely on detailed agenda materials for reviewing the operations of the City of Toronto; and

**WHEREAS** the Chairman of the Toronto Police Services Board has notified Councillors that only the agenda index and the public walk-on agenda will be distributed to Councillors and that the Clerk's office at City Hall will have one public agenda for reference/information; and

**WHEREAS** the information currently provided from the Toronto Police Services Board is not sufficient for Councillors to conscientiously review the operations of the Toronto Police Services Board;

**NOW THEREFORE BE IT RESOLVED THAT** the Toronto Police Services Board be requested to provide full public agendas, in a timely manner, to any Councillor of the City of Toronto who requests them."

*Disposition:                    The Motion was adopted, subject to adding the following new Operative Paragraph:*

*"AND BE IT FURTHER RESOLVED THAT the City Clerk be requested to canvass Members of Council and forward to the Secretary of the Toronto Police Services Board, the names of those Members of Council who wish to be provided with full public agendas for the Board."*

**(8) Amendment to 2001 Meeting Schedule of Council and Committees**

**Moved by:                    Councillor Walker**

**Seconded by:                Councillor Flint**

**"WHEREAS** City Council at its Inaugural Meeting held on December 5, 6 and 7, 2000, adopted, as amended, Clause No. 2 of Report No. 1 of The Striking Committee headed '2001 Schedule of Meetings', and, in so doing, scheduled the Midtown Community Council meetings to be held on the second day provided for Community Council meetings, rather than the first day; and

**WHEREAS** the Midtown Community Council and the North Community Council now meet on the same day at the North York Civic Centre; and

**WHEREAS** it would be more convenient for the Midtown Community Council to meet on the first day provided for Community Councils so that the meetings can be held in the North York Council Chamber and to provide for the appropriate assignment of City staff;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Clause No. 2 of Report No. 1 of The Striking Committee, headed '2001 Schedule of Meetings', be re-opened for further consideration, only insofar as it pertains to the schedule of the Midtown Community Council meetings;

**AND BE IT FURTHER RESOLVED THAT** the Midtown Community Council meetings be scheduled on the first day provided for Community Council meetings, rather than the second day (The Midtown Community Council will generally meet on Tuesdays).”

*Disposition: Council re-opened Clause No. 2 of Report No. 1 of The Striking Committee for further consideration, only insofar as it pertains to the schedule of the Midtown Community Council meetings, and adopted the balance of this Motion without amendment.*

**(9) Adams Mine Proposal**

**Moved by: Councillor Walker**

**Seconded by: Councillor Prue**

“**WHEREAS** in its last term Toronto City Council considered the issue of the location of Waste Disposal facilities to handle the City of Toronto’s Garbage, specifically the Adams Mine Dump proposal; and

**WHEREAS** the proponent, Rail Cycle North, refused to agree with the removal of certain liability clauses from the contract and therefore the proposal failed; and

**WHEREAS** there has been great public outcry, both in the City of Toronto and in the municipalities where the Adams Mine Dump site is located, against this proposal; and

**WHEREAS** the proponent of the Adams Mine Site, Mr. Gordon McGuinty, is again here in Toronto City Hall attempting to push his ‘dark-ages’ concept of dumping our trash into an abandoned mine; and

**WHEREAS** the City of Toronto has committed to finding alternative waste disposal options including anaerobic digesters and composting; and

**WHEREAS** in the recent Municipal elections, the Adams Mine proposal was the most important issue that electors were concerned about and many of those Councillors who supported this idea were not re-elected; and

**WHEREAS** the City of Toronto has acquired a suitable site in Michigan for the short-term that uses proven technology and the City is protected from possible unilateral border closures by the North American Free Trade Agreement;

**NOW THEREFORE BE IT RESOLVED THAT** City Council formally reject the Adams Mine site as a current or future option for dumping the City of Toronto municipal waste.”

*Disposition: The Motion was adopted, without amendment.*

**(10) Establishment of Long Term Care Facility – Ellesmere Avenue and Neilson Road**

**Moved by: Councillor Soknacki**

**Seconded by: Councillor Duguid**

**“WHEREAS** the Provincial Minister of Health and Long Term Care has requested applications for approximately 5,500 new long term care beds in Ontario; and

**WHEREAS** Long Term Care (LTC) facilities provide 24 hour services such as accommodation, meals, nursing and personal care to people who are not able to live in their own homes; and

**WHEREAS** Ontario’s need for long term care facilities will grow by approximately 61 percent over the next decade; and

**WHEREAS** Toronto East (which includes the former City of Scarborough) has been identified as a ‘preferred location’ for 690 beds in 2001; and

**WHEREAS** the Rouge Valley Health System in partnership with Extendicare (Canada) Inc. is preparing a proposal to establish 160 LTC beds at the southeast corner of Ellesmere Avenue and Neilson Road; and

**WHEREAS** the lands on the southeast corner of Ellesmere Avenue and Neilson Road have been declared surplus by the City of Toronto and can be sold at market value; and

**WHEREAS** the use of this site for Long Term Health Care complies with current zoning and the City’s Official Plan; and

**WHEREAS** the use of this land for long term care beds is not inconsistent with the City of Toronto’s Housing First policy; and

**WHEREAS** the Rouge Valley Health System, in partnership with Extendicare (Canada) Ltd., is required by the Ministry of Health and Long Term Care to provide proof that the City of Toronto is willing to deem this project as having fulfilled the requirements of its Housing First policy for this proposal, prior to consideration of the application; and

**WHEREAS** the application must be submitted on January 31, 2001, and, therefore, must be dealt with at Toronto City Council on January 30, 2001;

**NOW THEREFORE BE IT RESOLVED THAT**, for the purpose of this site and this application only, the City of Toronto deem this property as fulfilling the requirements of the Housing First Policy and refer this issue to the Property Management Committee for negotiations with the Rouge Valley Health System.”

**Disposition:**                    *The Motion was adopted, subject to amending the Operative Paragraph to read as follows:*

*“NOW THEREFORE BE IT RESOLVED THAT, for the purpose of this site and this application only, the City of Toronto waive the requirements of the Housing First Policy and refer this issue to the Commissioner of Corporate Services for negotiations with the Rouge Valley Health System.”*

*In addition, the following motion was referred to the East Community Council for consideration:*

*Moved by Councillor Moeser:*

*“AND BE IT FURTHER RESOLVED THAT the owners of the property be requested to consider naming the facility after the former Mayor Joyce Trimmer.”*

**(11) Phasing Out of Corporate Vehicle Service for Members of Council**

**Moved by:**                    **Councillor Duguid**

**Seconded by:**              **Councillor Soknacki**

**WHEREAS** the City Auditor in a report dated November 30, 1999, concluded that the City could save between \$230,000.00 to \$305,000.00 by phasing out the corporate vehicle service to Councillors and replacing it with the use of taxis or a personal vehicle mileage reimbursement system; and

**WHEREAS** the City Auditor in his report stated, ‘there are more cost effective alternatives than utilizing corporate cars to provide transportation to Councillors in their conduct of City business’; and

**WHEREAS** all indications are that it will be very challenging to avoid a tax increase in 2001 and that we must re-double our efforts to find potential savings; and

**WHEREAS** the Chair of the Toronto Transit Commission has indicated a need for Councillors to use the transit system, when possible, rather than corporate vehicles; and

**WHEREAS** it appears that use of the corporate vehicle service by Councillors is declining, based on usage in 2000;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk, in consultation with the City Auditor, be requested to report to the Administration Committee on February 6, 2001, on a plan to phase out the corporate vehicle service for Councillors by the end of the year 2001.”

*Disposition:                    Having regard that the motion to waive Notice did not carry, Council did not give consideration to the Motion at this meeting.*

**(12) Presentation to Paramedics of Toronto Emergency Medical Services**

**Moved by:                    Councillor Duguid**

**Seconded by:                Councillor Hall**

“**WHEREAS** Mr. Tahir Choudry and Mr. Geoff Stoodley, paramedics with City of Toronto Emergency Medical Services assigned to ambulance unit 7361, in the early morning hours of December 25, 2000, noticed heavy smoke emanating from the second floor of 1050 Bloor Street West; and

**WHEREAS** Tahir Choudry initiated a call for help from Toronto Fire Services, while his partner, Geoff Stoodley, entered the building to alert and evacuate residents; and

**WHEREAS** while Toronto Emergency Medical Services and Toronto Fire Services were sending assistance, Tahir Choudry rendered medical care and his partner Geoff Stoodley awakened and directed residents to evacuate the burning building; and

**WHEREAS** having determined that all residents were safely outside the burning building, Tahir Choudry and Geoff Stoodley entered the adjacent buildings to alert neighbours of the fire and ensured their safety; and

**WHEREAS** because of the heroic actions of paramedics Tahir Choudry and Geoff Stoodley, loss of life and numerous tragedies were averted over the holiday season;

**NOW THEREFORE BE IT RESOLVED THAT** Toronto City Council, on behalf of its residents, recognize and commend paramedics Tahir Choudry and Geoff Stoodley for their selfless actions in alerting numerous residents to the fire. Their extraordinary rescue efforts and exceptional service stand as a hallmark for Toronto Emergency Medical Services and for the City of Toronto.”

*Disposition:                    The Motion was adopted, without amendment.*

**(13) City of Toronto Submission Regarding The Ontario Property Assessment Corporation**

**Moved by: Councillor Flint**

**Seconded by: Councillor Balkissoon**

**“WHEREAS** the Minister of Finance sets assessment policy and standards across the Province. and the Ontario Property Assessment Corporation’s (OPAC) role is to carry out property assessments in accordance with these policies; and

**WHEREAS** the Finance Minister, the Honourable Ernie Eves, has appointed Mr. Marcel Beaubien, MPP for Lambton-Kent-Middlesex, as a special advisor to conduct a review of OPAC; and

**WHEREAS** Mr. Beaubien will:

- (1) review the operational structure of OPAC, including the composition of the Board of Directors;
- (2) study the working relationship between OPAC and the provincial government; and
- (3) conduct a comprehensive review of the regulation which defines property classifications; and

**WHEREAS** Mr. Beaubien will be conducting public focus groups and will be inviting submissions from various associations representing property taxpayers and municipalities; and

**WHEREAS** he will submit his findings to the Minister by March 31, 2001;

**NOW THEREFORE BE IT RESOLVED THAT** the Chief Financial Officer and Treasurer be requested to prepare a submission, on behalf of the City of Toronto, outlining the City difficulties in dealing with OPAC and recommending appropriate changes that would enable a more open and fair method of determining assessments, appealing assessments, releasing information and improving the relationship between OPAC, the Province and municipalities;

**AND BE IT FURTHER RESOLVED THAT** this submission be reported to the February 15, 2001 meeting of the Policy and Finance Committee;

**AND BE IT FURTHER RESOLVED THAT** the Chief Financial Officer and Treasurer, the Chief Administrative Officer and the Chair of the Policy and Finance Committee seek a date to present a submission, in person, before Mr. Beaubien, on behalf of the taxpayers of Toronto and Toronto City Council.”

**Disposition:** *The Motion was referred to the Policy and Finance Committee.*

**(14) Sale of 2 Bloor Street West, North-West Corner of Bloor Street and Yonge Street**

**Moved by: Councillor Rae**

**Seconded by: Councillor Chow**

“**WHEREAS** City Council at its meeting held on July 8, 9 and 10, 1998, adopted, without amendment, Clause No. 1 of Report No. 8 of the Toronto Community Council, headed ‘Official Plan and Zoning By-law Amendments -2 Bloor Street West (Cumberland Terrace) (Midtown)’ and, in so doing, approved a draft Zoning By-law amendment and Official Plan Amendment for 2 Bloor Street West (the ‘Lands’) and adopted Recommendations Nos. (1) to (13) of the Final Planning Report of the Commissioner of Urban Planning and Development Services dated May 13, 1998, to permit a 27-storey mixed retail and residential building on the westerly portion of the Lands, and authorized the introduction of the necessary Bills in Council to give effect thereto; and

**WHEREAS** City Council at its regular meeting held on October 3, 4 and 5, 2000, and its Special Meetings held on October 6, 2000, October 10 and 11, 2000 and October 12, 2000, adopted, without amendment, Clause No. 27 of Report No. 19 of the Administration Committee, headed ‘Sale of 2 Bloor Street West, North-West Corner of Bloor Street and Yonge Street (Ward 23 - Midtown)’ and, in so doing, authorized the sale of the City-owned Lands to OMERS Realty Management Corporation (‘OMERS’); and

**WHEREAS** OMERS has recently proposed the following revisions to the draft Zoning By-law amendment and Official Plan Amendment, as approved:

Proposed Revisions:

- (1) increasing the maximum above-grade non-residential gross floor area of the existing building on the easterly portion of the Lands from 48,760 to 49,450 square metres (this increase reflects a minor variance for additional gross floor area that was approved by the Committee of Adjustment in May 2000);
- (2) decreasing the minimum gross floor area of street-related retail and service uses within the proposed building from 2,285 to 1,600 square metres on the concourse level and from 1,805 to 1,300 square metres on the ground floor level;
- (3) including an alternative method of calculating the minimum number of above-grade parking spaces to be provided for the residents of the proposed building, being the lesser of: (a) 244 parking spaces (original proposal) and (b) 0.7 parking spaces for each one bedroom dwelling unit and 1.0 parking spaces for each two bedroom dwelling unit;
- (4) excluding an 8.5 metre tall elevator room measuring 5.0 metres by 14.0 metres in area from the height limits applicable to the proposed building (this provision was included in the Recommendations of the Final Planning Report, as adopted, but not incorporated into the draft zoning by-law amendment); and



- (5) excluding roof top structures and other elements from the restriction against penetration of the proposed angular plane (this provision was included in the Recommendations of the Final Planning Report, as adopted, but not incorporated into the draft zoning by-law amendment); and

**WHEREAS** the Commissioner of Urban Development Services considers the proposed revisions to be minor and acceptable, both individually and collectively, as reflecting internal design changes that do not affect the built form of the proposed building that was approved by City Council in July 1998; and

**WHEREAS** OMERS has fulfilled all of the conditions that were required to be satisfied prior to the introduction of the Bills in Council;

**NOW THEREFORE BE IT RESOLVED THAT** the proposed revisions to the draft Zoning By-law amendment and Official Plan Amendment be approved and the City Solicitor be authorized to introduce the necessary Bills in Council to give effect thereto;

**AND BE IT FURTHER RESOLVED THAT** no further notice be given in respect of the proposed Zoning By-law Amendment and Official Plan Amendment.”

*Disposition: The Motion was adopted, without amendment.*

**(15) Establishment of Long Term Care Facility – 640 Lansdowne Avenue**

**Moved by: Councillor Silva**

**Seconded by: Councillor Disero**

“**WHEREAS** the Provincial Minister of Health and Long Term Care has requested applications for approximately 5,500 new long term care beds in Ontario; and

**WHEREAS** Ontario’s need for long term care facilities will grow by approximately 61 percent over the next decade; and

**WHEREAS** Toronto West has been identified as a ‘preferred location’ for 1644 beds in 2001; and

**WHEREAS** Leisureworld Inc. is preparing a proposal to establish in excess of 100 LTC beds in Toronto West; and

**WHEREAS** the lands at 640 Lansdowne Avenue have been declared surplus by the Toronto Transit Commission, and are being studied by Shelter, Housing and Support Division of Community Services and Parks and Recreation Division of Economic Development to address the need for social housing and recreational space in Toronto; and

**WHEREAS** the use of this site for long term care beds is not inconsistent with the City of Toronto's Housing First policy; and

**WHEREAS** it may be possible to accommodate the Leisureworld Inc. proposal for long term care beds on a part of the lands at 640 Lansdowne Avenue; and

**WHEREAS** Leisureworld Inc. is required by the Ministry of Health and Long Term Care to provide proof that the City of Toronto is willing to waive the requirements of the Housing First policy for this proposal, prior to consideration of the application; and

**WHEREAS** the application must be submitted on January 31, 2001, and therefore, must be dealt with at Toronto City Council on January 30, 2001;

**NOW THEREFORE BE IT RESOLVED THAT**, for the purpose of this site and this application only, the City of Toronto waive the requirements of the Housing First policy and refer this issue to the Commissioner of Corporate Services for negotiations with Leisureworld Inc., in consultation with the Toronto Transit Commission."

**Disposition:**                    *The Motion was adopted subject to:*

- (1)     *adding to the first Operative Paragraph, the words "and further that staff report back on the results of the negotiations with Leisureworld Inc.":*

*so that such Operative Paragraph shall now read as follows:*

*"NOW THEREFORE BE IT RESOLVED THAT, for the purpose of this site and this application only, the City of Toronto waive the requirements of the Housing First policy and refer this issue to the Commissioner of Corporate Services for negotiations with Leisureworld Inc., in consultation with the Toronto Transit Commission, and further that staff report back on the results of the negotiations with Leisureworld Inc."; and*

- (2)     *adding thereto the following new Operative Paragraph:*

*"AND BE IT FURTHER RESOLVED THAT the Commissioner of Community and Neighbourhood Services be requested to report to the Community Services Committee on a procedure to allow the proceeds from sites that are deemed to be suitable for housing and are being sold by the City to the private sector, to be placed in the Capital Revolving Fund for Affordable Housing."*

**(16) Request for Modification of City of Vaughan Official Plan Amendment No. 600**

**Moved by: Councillor Balkissoon**

**Seconded by: Councillor Moeser**

“**WHEREAS** the City of Vaughan adopted Official Plan Amendment (OPA) 600 on September 25, 2000; and

**WHEREAS** York Regional Council may be in a position to debate OPA 600 as early as March 2001; and

**WHEREAS** OPA 600 covers the mid and upper reaches of both the Humber and Don Rivers; and

**WHEREAS** OPA 600 reduces buffering requirements along valley and stream corridors; and

**WHEREAS** OPA 600 may not place sufficient regional control over storm water management as it relates to the protection of downstream land owners; and

**WHEREAS** OPA 600 would allow unclassified wetlands, assessed as Class 4 through 7, to be replicated or relocated elsewhere;

**NOW THEREFORE BE IT RESOLVED THAT**, to minimize impacts to our river system, including the aquatic habitats, and to protect downstream landowners from flooding implications on the Don and the Humber Rivers, the City of Toronto request York Regional Council to modify City of Vaughan OPA 600 to:

- (1) require a buffer of generally 10 metres adjacent to valley and stream corridors as previously established within other Official Plans in York Region;
- (2) ensure regional control of storm water, where necessary, through the Master Environmental Servicing Plan;
- (3) delete the provision within OPA 600 which allows for the relocation or replication of important wetland features (Class 4 to 7);

**AND BE IT FURTHER RESOLVED THAT** the City of Toronto support the Toronto and Region Conservation Authority in its similar requests to have York Regional Council modify OPA 600.”

**Disposition:** *The Motion was adopted, without amendment.*

**(17) Olympic Flag Challenge – Issuance of Tax Receipts for Donations**

**Moved by: Councillor Johnston**

**Seconded by: Councillor Feldman**

**“WHEREAS** Toronto is a candidate City to host the 2008 Olympics; and

**WHEREAS** the 2008 Toronto Olympic Bid Corporation (TO-Bid) is mandated to develop and promote the Toronto candidacy; and

**WHEREAS** the Flag Challenge/Gala proposed by TO-Bid is recognized as an important fundraising opportunity; and

**WHEREAS** the Income Tax Act does not provide TO-Bid with the authority to issue income tax receipts to contributors;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto accept donations from those wishing to support the 2008 Olympic Bid by participating in the Flag Challenge/Gala and issue tax receipts for all donations received. This initiative will culminate in the heralding of the City’s diversity and harmony in a display of the flags of all the participating Olympic nations in Nathan Phillips Square. This undertaking would be of great assistance to TO-Bid in the run up to the International Olympic Committee’s decision this July;

**AND BE IT FURTHER RESOLVED THAT** at the conclusion of the Flag Challenge/Gala event the City of Toronto remit to TO-Bid the proceeds from donations received.”

**Disposition:** *The Motion was adopted, without amendment.*

**(18) Appointments to the Board of Directors, Hummingbird Centre for the Performing Arts**

**Moved by: Councillor Johnston**

**Seconded by: Councillor Augimeri**

**“WHEREAS** the former Municipality of Metropolitan Toronto, on October 9 and 10, 1996, in adopting, as amended, Clause No. 4 of Report No. 15 of The Environment and Public Space Committee, headed ‘O’Keefe Board: Revisions to Name and Composition’, among other things, revised the composition of the Board of Directors of the Hummingbird Centre for the Performing Arts (Board) to provide that, of 12 Board Members, one member of each of The National Ballet of Canada (NBC) and the Canadian Opera Company (COC) be appointed to the Board, conditional upon the NBC and the COC continuing their occupancy of the Centre as their prime performance venues; and

**WHEREAS** the representatives of the NBC (Mr. Murray Makin) and the COC (Mr. Giles Meikle) have resigned from their respective Boards and, therefore, are no longer eligible to sit on the Board; and

**WHEREAS** the NBC and COC have not replaced their representatives on the Board resulting in two vacancies on the Board for over a year; and

**WHEREAS** it would be beneficial to maintain continuity of the Board membership during the Board's transitional period; and

**WHEREAS**, as a result of the aforementioned vacancies, the Board is having difficulty obtaining quorum with a resulting difficulty in conducting the business of the Board;

**NOW THEREFORE BE IT RESOLVED THAT**, By-law No. 133-96 of the former Municipality of Metropolitan Toronto, Section 3, Subsection (2) and (3) be amended to provide that, in addition to Council's power to appoint Board members from among Members of Council in the absence of representation from the NBC and/or the COC, Council may also appoint such Board members from among non-Members of Council;

**AND BE IT FURTHER RESOLVED THAT** the Nominating Procedure for appointing citizens to the City's agencies, boards, and commissions be waived in this instance and that Mr. Murray Makin and Mr. Giles Meikle be appointed to the Board so that they may continue to serve on the Board, for the reasons outlined above;

**AND BE IT FURTHER RESOLVED THAT** the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction of the necessary Bill in Council."

*Disposition: The Motion was adopted, subject to adding thereto the following new Operative Paragraphs:*

***“AND BE IT FURTHER RESOLVED THAT the resignation of Councillor Kyle Rae from the Board of Directors of the Hummingbird Centre for the Performing Arts, be accepted;***

***AND BE IT FURTHER RESOLVED THAT the Striking Committee be requested to report to the next meeting of Council recommending a Member of Council to fill the vacancy as a result of Councillor Rae's resignation.”***

**(19) Amendment to Chapter 681, Sewers, of the City of Toronto Municipal Code**

**Moved by: Councillor Disero**

**Seconded by: Councillor Pitfield**

“**WHEREAS** City Council, at its meeting held on June 7, 8 and 9, 2000, adopted, as amended, Clause No. 7 of Joint Report No. 2 of the Works Committee and the Economic Development Committee, headed “City of Toronto New Sewer Use By-law”; and

**WHEREAS**, in adopting this Clause, Council authorized the introduction of the necessary Bill in Council to give effect to the draft by-law appended to the Commissioner’s report, as amended; and

**WHEREAS** the Bill that was introduced and subsequently enacted as By-law No. 457-2000 (now Chapter 681 of the Municipal Code), failed, through inadvertence, to repeal a relevant part of the Municipal Code of the former City of Toronto, and to extend the application of the sections of former Metro by-law 153-89, dealing with discharges to sanitary and storm sewers, throughout the new City of Toronto until June 30, 2002, at which time the relevant provisions of the new By-law, 457-2000, will come into force;

**NOW THEREFORE BE IT RESOLVED THAT** Former City of Toronto Municipal Code Chapter 292, Sewers, Article III”, be repealed, sections 2 and 3 of By-law No. 153-89 of the former Municipality of Metropolitan Toronto be deemed to apply throughout the City of Toronto until June 30, 2002, and the enforcement sections of the new by-law apply with respect to sections 2 and 3 of By-law No. 153-89;

**AND BE IT FURTHER RESOLVED THAT** the City Solicitor be authorized to introduce the necessary bill in Council to amend Chapter 681 of the Municipal Code accordingly.”

*Disposition: The Motion was adopted, without amendment.*

**(20) Appointment of Member of Council to Board of Directors of Toronto Economic Development Corporation (TEDCO)**

**Moved by: Councillor Ashton**

**Seconded by: Councillor McConnell**

“**WHEREAS** the Board of Directors of TEDCO needs to continue to operate and manage the City’s interests until a decision is made on the future of TEDCO; and

**WHEREAS** Council directed a review of the role, mandate, and composition of TEDCO’s governance structure and indicated that the members of the Board serve until that review is completed; and

**WHEREAS** the Chair of Economic Development and Parks Committee has historically been designated a member of the Board;

**NOW THEREFORE BE IT RESOLVED THAT** Councillor Michael Feldman be appointed to the Board of Directors of TEDCO;

**AND BE IT FURTHER RESOLVED THAT** the existing Members of Council on the Board of Directors continue to serve on the board until Council makes a decision on the future of TEDCO.”

*Disposition:                   The Motion was adopted, subject to adding thereto the following new Operative Paragraph:*

*“AND BE IT FURTHER RESOLVED THAT the Council representation on the TEDCO Board be expanded by one member and the local Ward Councillor, Councillor Layton, be appointed to the Board, subject to the provisions of the TEDCO By-law.”*

**(21) Ontario Municipal Board Hearing – 20 Strathearn Boulevard**

**Moved by:                   Councillor Mihevc**

**Seconded by:               Councillor Walker**

**“WHEREAS** the owner of the property at 20 Strathearn Boulevard has appealed to the Ontario Municipal Board in respect of the decision of the Committee of Adjustment to refuse minor variances to permit a residential gross floor area of approximately 0.5 times the area of the lot (whereas 0.35 times the area of the lot is permitted) and to permit a below-grade integral garage with its access located in the front wall of the house (whereas a below-grade integral garage is not permitted if its access is located in the front wall of the house); and

**WHEREAS** City Council by amending and adopting Clause No. 34 of Report No. 18 of the Toronto Community Council at its meeting of October 3, 4 and 5, 2000 instructed the City Solicitor and Commissioner of Urban Development Services to attend the Ontario Municipal Board hearing to defend the Committee of Adjustment decision respecting 20 Strathearn Boulevard; and

**WHEREAS** the Ontario Municipal Board has scheduled the hearing to commence on February 12, 2001; and

**WHEREAS** there are precedents of similar densities in the vicinity of the subject property; and

**WHEREAS** the subject house is being constructed so that the access to the garage is not below grade, and therefore the fact that the garage is below grade is not visible from the street; and

**WHEREAS** the Commissioner of Urban Development Services' staff have advised that they have reviewed the proposed minor variances in the context of the City's official plan and zoning by-law, and in terms of potential impact on adjacent properties, and that based on their assessment they do not object to approval of the variances and therefore cannot give evidence at the Ontario Municipal Board in accordance with Council's instructions; and

**WHEREAS** the owner of the subject property has agreed to make a payment in the amount of \$6,000.00 to be used for local park purposes or for the purpose of the Toronto District School Board providing new playground equipment in the vicinity of the subject property;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be instructed not to attend at the Ontario Municipal Board Hearing in respect of the minor variance applications for 20 Strathearn Boulevard."

*Disposition: The Motion was adopted, without amendment.*

(22) **CRTC Decision Regarding Conditions for Access to Municipal Property by Telecommunications Carriers**

**Moved by: Councillor Moscoe**

**Seconded by: Councillor Ootes**

**“WHEREAS** City Council at its meeting held on December 14, 15 and 16, 1999, approved the retention of outside counsel and the participation by the City of Toronto in the CRTC Public Notice 99-25 proceeding concerning the terms and conditions for access to municipal property by telecommunications carriers; and

**WHEREAS** the CRTC, on January 25, 2001, issued a decision (No. 2001-23) in the public notice proceeding; and

**WHEREAS** the City Solicitor has prepared a confidential report dated January 26, 2001, respecting the decision and its implications for the City of Toronto; and

**WHEREAS** for the reasons outlined in the aforementioned confidential report, Council consideration of this matter is required at its meeting to be held on January 30, 2001;



**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the confidential report dated January 26, 2001 from the City Solicitor and that such confidential report be adopted.”

***Disposition:*** *The Motion was adopted, without amendment, and in so doing, Council adopted the confidential report dated January 26, 2001, from the City Solicitor, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information subject to solicitor/client privilege, save and except the following recommendations embodied therein:*

*“It is recommended that:*

- (1) City Council authorize the City Solicitor to review CRTC Decision 2001-23 with outside counsel and, in consultation with the Chief Administrative Officer and the Executive Lead on Telecommunications, instruct outside counsel in filing of an appeal or such other action as may be necessary to protect the interests of the City of Toronto;*
- (2) City Council authorize the City Solicitor and other staff as necessary to continue to consult with and assist the Federation of Canadian Municipalities in the preparation of its response to the CRTC decision;*
- (3) City Council authorize funding of outside counsel, and other expertise as required, from the Corporate Contingency Account; and*
- (4) City Council request staff to take all appropriate action to give effect hereto.”*

**(23) Agreements Respecting Transportation and Disposal of Biosolids**

**Moved by:** Councillor Disero

**Seconded by:** Councillor Layton

**“WHEREAS** Metropolitan Toronto Council, in 1995, authorized an agreement with Terratec Environmental Ltd. for the demonstration of the beneficial use of biosolids from Metro's Main Sewage Treatment Plant (now known as the Ashbridges Bay Treatment Plant), which agreement was entered into July 30, 1996, and was subsequently amended to permit the handling of additional quantities of biosolids, and for the adjustment of payments, (the ‘1996 Agreement’); and

**WHEREAS** pursuant to the City of Toronto Act, 1997, Toronto has assumed the obligations of Metro with respect to the 1996 Agreement, as amended; and

**WHEREAS** Azurix North America (Canada) Corp. has become the parent company of Terratec; and

**WHEREAS** pursuant to the 1996 Agreement, as amended, Terratec is required to beneficially use the biosolids delivered to it by Toronto unless any other use or disposal is authorized by Toronto's Commissioner of Works and Emergency Services (the 'Commissioner'); and

**WHEREAS**, as a result of a short term problem providing storage space for biosolids, Terratec has requested the Commissioner to permit Terratec to dispose of the biosolids for the period beginning on the 30<sup>th</sup> day of January, 2001, and terminating on the 30<sup>th</sup> day of April, 2001, at the landfill site operated by Republic Services of Michigan I, LLC located in Sumpter Township, Wayne County in the State of Michigan ('Republic Site') and to other certified landfill sites in Ontario, as may be approved in writing by the Commissioner from time to time and the Commissioner is agreeable to same; and

**WHEREAS** in order to permit Terratec to dispose of the biosolids at the Republic Site, and in order to ensure that appropriate indemnities from Terratec/Azurix and Republic are formally in place in favour of the City in relation to the disposal of the biosolids as proposed by Terratec, the City should enter into appropriate agreements with the parties to the Republic waste transportation and disposal agreement and with Terratec and Azurix North America (Canada) Corp; and

**WHEREAS** the biosolids are now being transported to the Republic Site and Council approval of the agreements is therefore required at Council's meeting of January 30, 2001;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the report dated January 30, 2001, from the Commissioner of Works and Emergency Services, and that such report be adopted."

**Disposition:** *The Motion was adopted, without amendment, and in so doing, Council adopted, without amendment, the report dated January 30, 2001, from the Commissioner of Works and Emergency Services, embodying the following recommendations:*

*"It is recommended that:*

- (1) Toronto enter into agreements between the City and Terratec Environmental Ltd. and Azurix North America (Canada) Corp., and between the City and Republic Services Inc., Republic Services of Canada Inc., Republic Services of Michigan I, LLC, doing business as Carleton Farms, and Wilson Logistics Inc. substantially in accordance with the*

*agreements attached hereto to permit Terratec/Azurix to temporarily transport and dispose of the biosolids in accordance with the terms and conditions set out in this report; and*

(2) *the Commissioner be authorized to provide for any short term extensions to the temporary permission under the agreement with Terratec Environmental Ltd. and Azurix North America (Canada) Corp. in the event that he deems it necessary.”*

**(24) Acquisition of Land at 31 and 51 Commissioners Street and 185 Cherry Street**

**Moved by: Councillor McConnell**

**Seconded by: Councillor Ashton**

**“WHEREAS** Council approved a confidential report on the question of land at 31 and 51 Commissioners Street at its October 3, 4 and 5, 2000 meeting and its Special Meeting held on October 6, 10, 11 and 12, 2000 subject to a final review by an outside environmental legal counsel; and

**WHEREAS** this outside environmental legal counsel has completed a review; and

**WHEREAS** staff have developed a further confidential report dated January 30, 2001, entitled ‘Acquisition of land at 31 and 51 Commissioners Street and 185 Cherry Street’, for Council’s consideration; and

**WHEREAS** it would be preferable that this matter be resolved before the Olympic Bid site evaluation team’s visit to Toronto early in March;

**NOW THEREFORE BE IT RESOLVED** that the confidential report from the Chief Administrative Officer, the Chief Financial Officer and the City Solicitor be introduced for Council’s consideration during this meeting; and that the report and recommendations contained therein be adopted by Council.”

**Disposition:** *The Motion was adopted, subject to adding thereto the following new Operative Paragraph:*

**“AND BE IT FURTHER RESOLVED THAT** *the Chief Administrative Officer be requested to report regularly to the Administration Committee on developments regarding clean up of the site.”*

*Council, by its adoption of the Motion, as amended, adopted without amendment, the confidential joint report dated January 30, 2001, from the Chief Administrative Officer, Chief Financial Officer and Treasurer and City Solicitor, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the acquisition of land for municipal purposes, save and except the following recommendations embodied therein:*

*“It is recommended that:*

- (1) the Chief Administrative Officer, the Chief Financial Officer and Treasurer and the City Solicitor be given the authority to proceed with the proposed transactions with Imperial Oil Limited;*
- (2) all agreements and documents necessary to implement the transaction be in a form and content satisfactory to the City Solicitor; and*
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.”*

### **CONDOLENCE MOTIONS**

(1) **Moved by: Mayor Lastman**

**Seconded by: Councillor Chow**

**“WHEREAS** the death of Al Waxman has saddened our City of Toronto; and

**WHEREAS** Al Waxman was a devoted Toronto ambassador, promoting our great city throughout his career on both the stage and the silver screen; and

**WHEREAS** Al Waxman had an enviable career as an actor and director, he will be best remembered for his role as Larry King on the hit 1970’s TV series, King of Kensington; and

**WHEREAS** our hearts go out to Sarrah Waxman and her two children, Adam and Tobarow, for the terrible loss they have suffered;

**NOW THEREFORE BE IT RESOLVED THAT** Mayor Lastman and Members of Toronto City Council offer their official condolences to the family of Al Waxman and recognize his memory by a moment of silence;

**AND BE IT FURTHER RESOLVED THAT** Councillor Olivia Chow work with the Kensington community on a permanent memorial commemorating Al Waxman as the King of Kensington and a Toronto icon.”

*Disposition:                   The Motion was adopted unanimously.*

(2) **Moved by:                   Councillor Miller**

**Seconded by:               Councillor Disero**

“**WHEREAS** the Members of City Council are saddened to learn of the passing of Mr. Richard Korwin-Kuczynski, brother of Councillor Chris Korwin-Kuczynski, on Tuesday, January 23, 2001;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of members of City Council, our sincere sympathy to Councillor Korwin-Kuczynski and the Korwin-Kuczynski family.”

*Disposition:                   The Motion was adopted unanimously.*

Toronto, Ontario  
February 7, 2001

City Clerk

Attachment: Revised 2001 Schedule of Meetings