

THE CITY OF TORONTO

City Clerk's Division

Minutes of the Administration Committee

Meeting No. 9

Tuesday, October 8, 2002.

The Administration Committee met on Tuesday, October 8, 2002, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:37 a.m.

Attendance

Members were present for some or all of the time periods indicated.

	9:37 a.m. to 12:42 p.m.	2:11 p.m. to 4:10 p.m.	In-Camera 4:10 p.m. to 4:20 p.m.	4:20 p.m. to 5:35 p.m.
Councillor Brian Ashton	X	X	X	X
Councillor Rob Ford	X			
Councillor Doug Holyday, Chair	X	X	X	X
Councillor Anne Johnston	X	X	X	X
Councillor David Miller	X	X	X	X
Councillor Frances Nunziata Vice-Chair	X	X	X	X
Councillor Paul Sutherland	X	X	X	X
Councillor David Soknacki	X			

Confirmation of Minutes.

On motion by Councillor Ashton, the Administration Committee confirmed the Minutes of its meeting held on September 10, 2002.

9.1 Recovery of Election Costs from the School Boards.

The Administration Committee had before it a report (August 27, 2002) from the City Clerk reporting on the status of the City Clerk's request to the Province of Ontario for an amendment to the legislation to permit the recovery of election costs from the school boards; advising that should the Province decide to implement the City Clerk's request, a share of the election event budget would be recoverable from the four school boards in the City of Toronto; that Election Services' staff have requested the Ministry of Municipal Affairs and Housing to revoke Ontario Regulation 352/97 to permit the recovery of election costs from the school boards; that staff will need to wait until any

proposed amendments to the *Municipal Elections Act, 1996* are introduced in the Fall of 2002 to see if the Ministry has agreed to this request; and recommending that this report be received for information.

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

Councillor Michael Walker, St. Paul's, appeared before the Administration Committee in connection with the foregoing matter.

The Administration Committee recommended that Council:

- (1) reiterate its previous request to the Ministry of Municipal Affairs and Housing to revoke Ontario Regulation 352/97 to permit the recovery of election costs from the School Boards; and
- (2) receive the foregoing report (August 27, 2002) from the City Clerk.

(Clause No. 3, Report No. 13)

9.2 Fees for Copies of Audited Financial Statements of Municipal Candidates.

The Administration Committee had before it a report (August 27, 2002) from the City Clerk reporting on the fees charged for copies of Audited Financial Statements of Municipal Candidates; advising that there are no financial implications arising from this report; that any fee structure must balance the need to inform and involve the public in the governance process with the need for cost recovery; that currently there exists the opportunity for members of the public to view all of the documentation free of charge; that the fee of \$0.50 per impression for the audited financial statements of municipal candidates represents an appropriate level of cost recovery and would deter frivolous requests for these documents; that lowering the copying fee would result in an increased cost for the City; and recommending that this report be received for information.

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

Councillor Michael Walker, St. Paul's, appeared before the Administration Committee in connection with the foregoing matter.

The Administration Committee received the foregoing report.

(Clause No. 33(a), Report No. 13)

**9.3 Tenant Outreach Program
2000 Municipal Election.**

The Administration Committee had before it a report (August 27, 2002) from the City Clerk describing the tenant outreach program undertaken by the City of Toronto during the 2000 Municipal Election; advising that there are no financial implications arising from this report; that this report has outlined a number of options for the tenant outreach program; that staff will continue to evaluate these options and look at implementing a plan that maintains the same level of service and is the most cost effective; and recommending that this report be received for information.

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

Councillor Michael Walker, St. Paul's, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Miller, the Administration Committee:

- (1) deferred consideration of the foregoing report until its meeting scheduled to be held on November 5, 2002; and
- (2) referred the following motion to the City Clerk for report thereon to the aforementioned meeting of the Administration Committee:

Moved by Councillor Miller:

“That in preparation for the year 2003 Municipal Election, in order to ensure equity between tenants and other electors, the City Clerk’s Office be instructed to undertake an information campaign directed to tenants at about the same time that the tenant information program and the MPAC information campaign is being conducted.”

(City Clerk; Director, Election Services – October 8, 2002)

(Clause No. 33(b), Report No. 13)

9.4 2003 Municipal Election By-Laws.

The Administration Committee had before it a report (August 27, 2002) from the City Clerk recommending that:

- (1) Council authorize the advance votes dates and times as indicated in section number 1 of this report;
- (2) Council authorize certain election material to be made available in the languages set out in section number 2 of this report;
- (3) the City continue the practice of opening voting places at 10:00 a.m. on voting day;
- (4) institutions be open for the full voting day (10:00 a.m. to 8:00 p.m.); and
- (5) leave be granted to introduce the necessary Bills in Council and the appropriate City officials be authorized to take the necessary action to give effect thereto.

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

The following Members of Council appeared before the Administration Committee in connection with the foregoing matter:

- Councillor Chris Korwin-Koczynski, Parkdale-High Park; and
- Councillor Michael Walker, St. Paul's.

Councillor Holyday appointed Councillor Soknacki Acting Chair and vacated the Chair.

The Administration Committee:

- (1) recommended to Council the adoption of the report (August 27, 2002) from the City Clerk; **(Motion by Councillor Holyday)**

- (2) requested the City Clerk:
- (i) when convenient, to submit a report to the Administration Committee on the number of voters compared to the number of voters for federal and provincial elections; **(Motion by Councillor Miller)**
 - (ii) to identify concerns with the Election Sign By-law to the Municipal Licensing and Standards staff, including the issue of increasing the penalty for illegal signs and increasing the \$200.00 deposit amount; and that the Municipal Licensing and Standards staff be requested to give consideration to the development of a new Election Sign By-law that addresses these concerns; **(Motion by Councillor Sutherland and Councillor Nunziata)** and
 - (iii) to submit a report to the Administration Committee on an Election Sign By-law Amendment that would provide for the placement of election signs in specific locations that ensure public safety within public right-of-way. **(Motion by Councillor Ashton)**

Councillor Holyday resumed the Chair.

(City Clerk; Director, Election Services; c: Executive Director, Municipal Licensing and Standards, Urban Development Services – October 8, 2002)

(Clause No. 4, Report No. 13)

9.5 2003 Contribution Rebate Program.

The Administration Committee had before it a report (August 27, 2002) from the City Clerk recommending that:

- (1) should City Council decide to authorize the payment of rebates to persons who make contributions to candidates for office on the Council of the City of Toronto

during the 2003 municipal election, the contribution rebate program be as outlined in Appendix "A" of this report; and

- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction of a bill substantially in the form of Appendix A.

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

Mr. John Adams, appeared before the Administration Committee in connection with the foregoing matter.

The following Members of Council appeared before the Administration Committee in connection with the foregoing matter:

- Councillor Chris Korwin-Koczyński, Parkdale-High Park;
- Councillor Kyle Rae, Toronto Centre-Rosedale; and
- Councillor Michael Walker, St. Paul's.

On motion by Councillor Sutherland, the Administration Committee recommended to Council the adoption of the foregoing report (August 27, 2002) from the City Clerk subject to amending the Recommendations embodied therein to read as follows:

"It is recommended that:

- (1) City Council authorize the payment of rebates to persons who make contributions to candidates for office on the Council of the City of Toronto during the 2003 municipal election and the Contribution Rebate Program be as outlined in Appendix "A" of this report;
- (2) the Contribution Rebate Program pay for monetary donations only and not for service-in-kind; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction of a bill substantially in the form of Appendix A."

The following Motion by Councillor Ashton was **voted on and lost:**

The Administration Committee recommend to Council that:

- (1) this matter be received;
- (2) that Council's previous decision respecting the Contribution Rebate Program be reaffirmed; and
- (3) the City Clerk be requested to forward to Council a By-law for the future term based on the same terms and conditions as the previous By-law.

(Clause No. 5, Report No. 13)

9.6 Policy on Employee Participation in Election Campaigns – Applicability to Appointees on Agencies, Boards and Commissions.

The Administration Committee had before it a joint report (September 24, 2002) from the City Clerk and the City Solicitor responding to a request from City Council for a mechanism to make the policy on Employees participation in Election Campaigns applicable to those who are appointed to the various Agencies, Boards and Commissions; advising that there are no financial implications resulting from the adoption of this report; that in the opinion of the City Solicitor, a policy restricting the involvement of appointees to Agencies, Boards and Commissions could be open challenge under the Canadian Charter of Rights and Freedoms; that as Council members are themselves members of some of the Agencies, Boards and Commissions and are involved in election campaigns, such a policy would not apply equitably to all the members of the Agencies, Boards and Commissions; that it is staff's opinion that the City of Toronto's policy on Employee Participation in Election Campaigns cannot be made applicable to appointed members of Agencies, Boards and Commissions; and recommending that this report be received for information.

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

Councillor Michael Walker, St. Paul's, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Sutherland, the Administration Committee received the foregoing joint report.

(Clause No. 33(c), Report No. 13)

**9.7 Use of Corporate Resources for Election Purposes
Especially during a Municipal Election Year.**

The Administration Committee had before it a report (September 20, 2002) from the City Clerk recommending that:

- (1) corporate resources and funding may not be used for any election-related purposes;
- (2) staff of Members of Council may not canvass or actively work in support of a municipal, provincial or federal candidate or party during normal working hours unless they are on a leave of absence without pay, lieu time, float day, or vacation leave;
- (3) Members of Council may not use their constituency office for any election-related purposes, which includes displaying of any campaign related signs in the window or on the premises, as well as displaying any election-related material in the office;
- (4) the Office Budgets for Members of Council for the period January 1 to Election Day in a municipal election year be restricted to 11/12ths of the approved global budget amount with the provision that subsequent to election day:
 - (a) new Members of Council be allocated a budget equal to 1/12th of the approved budget amount for the month of December; and
 - (b) re-elected Members of Council have available to them the balance of funds remaining as of Election Day;
- (5) the following be discontinued for Members of Council from August 1 in a municipal election year to Election Day:
 - (a) all forms of advertising, including in City publications;
 - (b) all printing, high speed photocopying and distribution, including printing and general distribution of newsletters unless so directed and approved by Council;

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- (c) the ordering of office furniture and furnishings, except those of an emergency nature, as well as no movement of furniture and furnishings; and
 - (d) the ordering of stationery;
- (6) Members of Council may not deliver any unsolicited material outside their existing ward where the printing and/or distribution costs are paid by the City. Care should be taken to ensure that the mailing of newsletters be restricted to the member's ward only (with accommodation made for the normal spillage associated with Canada Post postal walks). This recommendation to be effective not only during an election year but at all times;
- (7) Members of Council may not:
 - (a) print or distribute any material paid by City funds that illustrates that a Member of Council or any other individual is registered in any election or where they will be running for office;
 - (b) profile (name or photograph), or make reference to, in any material paid by City funds, any individual who is registered as a candidate in any election;
 - (c) print or distribute any material using City funds that makes reference to, or contains the names or photographs, or identifies registered candidates for municipal elections; and that Minutes of City Council and Committee meetings be exempt from this policy;
 - (d) issue joint communications or enter into joint ventures using City funds outside their existing wards from August 1 to Election Day, in the year of a municipal election, unless specifically approved by Council. At all other times a signed agreement between ward Councillors is required;
- (8) In an election year, activities, events and programs which require the City to fund, or staff to attend, organize, program or participate in, should be minimized between September 1 and nomination day, and suspended from nomination day to election day; unless it is part of an ongoing series of consultations or seminars and cannot be rescheduled for operational or program reasons, is time sensitive, or involves scheduling dignitaries or representatives of other levels of government. Commissioners shall evaluate any events or activities proposed for September through November to determine if the event or activity can be scheduled at another time;

- (9) Members of Council are responsible to ensure that the content of any communications material, including printed material such as newsletters, advertising, etc. funded by the City for the operation of each Councillor's Office, is not election-related;
- (10) Web sites or domain names that are funded by the City of Toronto may not include any election-related campaign material. In addition, Members of Council may not use their City funded web sites or domain names for advertising or as a substitute to distributing newsletters/flyers between Nomination Day and Election Day;
- (11) the City Clerk or her designate shall be responsible at all times for setting of committee agendas, in consultation with the Chair of the Standing Committee;
- (12) Members of Council may not use the City's voice mail system to record election related messages;
- (13) the above recommendations also apply to an acclaimed Member or a Member not seeking re-election; and
- (14) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

Councillor Michael Walker, St. Paul's, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Miller, the Administration Committee recommended to Council the adoption of the foregoing report (September 20, 2002) from the City Clerk subject to amending Recommendation No. (7)(b) to read as follows:

“(7)(b) profile (name or photograph), or reference the fact, in any material paid by City funds, that an individual is registered as a candidate in any election;”.

(Clause No. 2, Report No. 13)

9.8 Establishment of a Future City Integrity Commissioner and an Immediate Interim Complaint Procedure Respecting the Code of Conduct for Council Members.

The Administration Committee had before it a report (August 8, 2002) from the City Clerk advising that City Council at its meeting held on July 30, 31 and August 1, 2002, had before it Clause No. 37 of Report No. 10 of The Administration Committee, headed "Other Items Considered by the Committee" containing a communication (June 20, 2002) from the City Clerk; that Council directed that the aforementioned Clause be received for information, subject to striking out and referring Item (q), entitled "Establishment of a Future City Integrity Commissioner and an Immediate Interim Complaint Procedure Respecting the Code of Conduct for Council Members", embodied therein, back to the Administration Committee for further consideration.

Councillor Joe Mihevc, Chair, Ethics Steering Committee, gave a presentation to the Administration Committee with respect to the foregoing matter and filed a copy of his presentation material.

Councillor Holyday appointed Councillor Soknacki Acting Chair and vacated the Chair.

The Administration Committee:

- (I) amended Recommendation No. (8) embodied in the communication (June 20, 2002) from the City Clerk, Ethics Steering Committee to read as follows:
 - (8) the cost of processing any complaints under the proposed Interim Complaints Procedure during the year 2002, be absorbed by the Council Budget since funds have been confirmed as available for this purpose;" **(Motion by Councillor Holyday)** and

Councillor Holyday resumed the Chair.

- (II) referred the aforementioned communication, as amended, back to the Ethics Steering Committee with a request that the Ethics Steering Committee:
 - (1) develop the Interim Complaint Procedure as a stand-alone process in the absence of a City Integrity Commissioner function; and

- (2) reconsider the recommendations within the context of having the Interim Complaint Procedure established as a stand-alone process. **(Motion by Councillor Soknacki)**

The following Motion by Councillor Miller was **voted on and lost**:

The Administration Committee recommended that the foregoing Motion by Councillor Soknacki, together with the communication (August 8, 2002) from the City Clerk, Ethics Steering Committee, be forwarded to Council for discussion and decision.

(Ethics Steering Committee; Chair, Ethics Steering Committee; City Solicitor; Senior Corporate Management and Policy Consultant – October 8, 2002)

(Clause No. 33(d), Report No. 13)

9.9 Appeal Processes - Municipal Freedom of Information and Protection of Privacy Act.

The Administration Committee had before it a report (September 13, 2002) from the Chief Administrative Officer, providing information on appeal processes governed by the Municipal Freedom of Information and Protection of Privacy Act; advising that there are no financial implications from receipt of this report; that the Municipal Freedom of Information and Protection of Privacy Act applies to all information held by the City on behalf of the public; that the Information and Privacy Commission/Ontario is the body responsible for oversight of the Act and has jurisdiction over all matters subject to appeal; that appeal processes place the burden of proof related to compliance with the Act on municipal institutions; that institutions have an obligation to comply with the appeals process set out in the Act; that every person has a right of appeal; and recommending that this report be received for information.

On motion by Councillor Miller, the Administration Committee received the foregoing report for information.

(Clause No. 33(e), Report No. 13)

**9.10 Contracts Awarded by the Bid Committee
During the Summer Recess of Council.**

The Administration Committee had before it a report (August 29, 2002) from the Chief Financial Officer and Treasurer advising the Administration Committee of contracts awarded by the Bid Committee during the 2002 Summer Recess of Council in accordance with the requirements of the City of Toronto Municipal Code Chapter 195, Purchasing; that the contract award of \$3,211,051.81 was within the approved capital project budget for Capital Project CWW415 - New Sewer YR2001 – City Wide Development – WBS Element CWW415-01; that the authority of the Bid Committee to award contracts normally awarded by Standing Committee or Council during the 2002 Summer Recess of Council was used to award 1 (one) contract to Technicore Underground Corporation for the Sanitary Sewer Construction, for a total value of \$3,211,051.81; that as required by the City of Toronto Municipal Code Chapter 195, Purchasing, this award is being reported to Council through the Administration Committee; and recommending that this report be received for information.

On motion by Councillor Ashton, the Administration Committee:

- (1) received the foregoing report; and
- (2) requested the Chief Financial Officer and Treasurer, in future reports, to include engineering estimates, where appropriate.

(Chief Financial Officer and Treasurer; c: Director, Purchasing and Materials Management – October 8, 2002)

(Clause No. 33(f), Report No. 13)

**9.11 Supply and Delivery of Quarried Crushed Stone,
Aggregates, Sand and Gravel
Request for Quotation No. 3920-02-0135.**

The Administration Committee had before it a communication (September 18, 2002) from the City Clerk advising that the Bid Committee at its meeting held on September 18, 2002, had before it a report (September 12, 2002) from the Director of Purchasing and Materials Management, headed “Supply and Delivery of Quarried Crushed Stone, Aggregates, Sand and Gravel - Request for Quotation No. 3920-02-0135”, recommending that:

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- (1) these awards be reported to the Administration Committee and Council in accordance with the requirements of the Municipal Code, Chapter 195, Purchasing;
- (2) the quotations submitted by Moyer Aggregates, Nelson Aggregates, Vicdom Sand and Gravel, Greenwood Construction and Brock Aggregates, for the supply and delivery of Quarried Crushed Stone, Aggregates, Sand and Gravel to various departments within the City of Toronto for the period October 1, 2002, to November 30, 2003, be accepted as the lowest quotations received by item numbers meeting specification requirements as follows:

	Schedule "A" October -December 2002 (3 Months)	Schedule "B" January–November 2003 (11 Months)	Total
Moyer Aggregates	\$185,931.24	\$681,747.88	\$867,679.12
Nelson Aggregates	\$131,917.98	\$483,699.26	\$615,617.24
Vicdom Sand and Gravel	\$93,707.97	\$343,595.89	\$437,303.86
Greenwood Construction	\$37,852.29	\$138,791.73	\$176,644.02
Brock Aggregates	\$3,408.48	\$12,497.76	\$15,906.24
Totals	\$452,817.96	\$1,660,332.52	\$2,113,150.48

- (3) (a) that the quotations submitted by Moyer Aggregates, Nelson Aggregates, Vicdom Sand and Gravel, Greenwood Construction and Brock Aggregates be accepted for the supply and delivery of Quarried Crushed Stone, Aggregates, Sand and Gravel for the value of \$452,817.96 as indicated in Schedule "A" above, including delivery charges and all applicable taxes, being the lowest quotations received meeting specifications; and
- (b) the balance of the contract in the estimated amount of \$1,660,332.52 as indicated in Schedule "B" above be awarded to Moyer Aggregates, Nelson Aggregates, Vicdom Sand and Gravel, Greenwood Construction and Brock Aggregates and be referred to Administration Committee and Council for approval since the budget related to the required portion of the contract for 2003 must be approved by Council;
- (4) (a) that items 1, 2, 3, 4, 6, 8 and 21 identified as low bid meeting specifications be awarded to Moyer Aggregates in the amount of \$867,679.12 for the period ending November 30, 2003;

- (b) that items 5, 7, 10, 11, 12 and 13 identified as low bid meeting specifications be awarded to Nelson Aggregates in the amount of \$615,617.24 for the period ending November 30, 2003;
 - (c) that items 14, 15, 16, 18 and 20 identified as low bid meeting specifications be awarded to Vicdom Sand and Gravel in the amount of \$437,303.86 for the period ending November 30, 2003;
 - (d) that items 22 and 23 identified as low bid meeting specifications be awarded to Greenwood Construction in the amount of \$176,644.02 for the period ending November 30, 2003; and
 - (e) that items 9, 17 and 19 identified as low bid meeting specifications be awarded to Brock Aggregates in the amount of \$15,906.24 for the period ending November 30, 2003; and
- (5) the appropriate City Hall officials be directed to take the necessary action to give thereto;

and advising that the Bid Committee adopted the aforementioned report.

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the aforementioned report (September 12, 2002) from the Director, Purchasing and Materials Management.

(Clause No. 27, Report No. 13)

**9.12 Tax Adjustment - Municipal Act
Section 442 and 443.**

The Administration Committee had before it the following report and communication:

- (1) (September 23, 2002) from the Chief Financial Officer and Treasurer recommending that:
 - (1) the individual appeal applications made pursuant to Section 442 of the *Municipal Act* totalling \$2,164,314.10, as provided in the detailed hearing report to be circulated at Committee and as summarised in Schedule "A" attached, be approved; and
 - (2) the individual appeal applications made pursuant to Section 443 of the *Municipal Act* totalling \$1,807,179.88 as provided in the detailed hearing

report to be circulated at Committee and as summarised in Schedule “B” attached, be approved; and

- (2) (September 5, 2002) from Mr. Timothy R. Singh, advising that Mr. Singh does not agree with the recommendation presented in the Notice of Hearing mailed August 23, 2002; and that the property was unfit for occupation continuously from May 25th to the present dated and this is expected to continue until late October or early November 2002 as restoration/construction continues.

Mr. Timothy Singh, appeared before the Administration Committee with respect to the property at 206 Shaughnessy Boulevard.

On motion by Councillor Sutherland, the Administration Committee recommended to Council:

- (1) that the individual appeal applications made pursuant to Section 442 and 443 of the Municipal Act, as provided in the detailed hearing reports attached and as summarized in Schedule “A” and “B” embodied in the report (September 23, 2002) from the Chief Financial Officer and Treasurer, be approved excluding the applications listed in Appendix “C” to be heard at a future hearing; and
- (2) that the taxes for the property located at 206 Shaughnessy Boulevard (Appeal No. 20020104 – Tax Year 2002 – Roll Number 19 08 11-2-570-02200) be reduced in the amount of \$1,214.00; and that the Chief Financial Officer and Treasurer be requested to review the insurance claim of the appellant.

The following Motion by Councillor Ashton was **voted on and lost:**

That the Administration Committee recommended to Council that consideration of the appeal regarding 206 Shaughnessy Boulevard be deferred pending a report from the Chief Financial Officer and Treasurer, with respect to a policy that recognizes the rebating of property taxes on residential properties where the property has been temporarily rendered uninhabitable for occupation by the owner through no fault of the owner.

(Clause No. 31, Report No. 13)

**9.13 Solvency Valuation Requirements
City of Toronto Pension Plans.**

The Administration Committee had before it a report (September 26, 2002) from the Chief Financial Officer and Treasurer responding to the request of the Administration Committee on the cash flow implications of not having to meet the solvency provisions and whether the other City plans are exempt from the solvency valuation requirements under the Ontario Pension Benefits Act; advising that there are no financial implications resulting from this report; that the designation of the York Plan as a qualifying plan has reduced the City's cash flow requirements by approximately \$1.4 million per year for the next five years; that Changes to Regulation 909 of the Pension Benefits Act have removed as of June 28, 2002, the option of an employer to avoid having to meet solvency deficiency funding requirements if their pension plans have combined assets in excess of \$500 million by designating their plan as a qualifying plan; that it should be kept in mind that if the investment returns do not improve to the point of meeting the Actuary's target rate over the next five years, the going concern deficiency will coverage with the solvency deficiency and the special payments which the City is required to make to amortize it will increase; and recommending that this report be received for information.

The Administration Committee recommended to Council:

- (1) that authority be granted for the Chief Financial Officer and Treasurer to apply to the Financial Services Commission of Ontario for exemption from the solvency funding requirements under Section 5.1 of the Pension Benefits Act Regulation 909 with respect to pension plans under the administration of the City of Toronto; **(Motion by Councillor Soknacki)**;
- (2) received the report (September 26, 2002) from the Chief Financial Officer and Treasurer; **(Motion by Councillor Soknacki)**
- (2) forwarded a copy of the aforementioned report to the Budget Advisory Committee for its information; **(Motion by Councillor Soknacki)** and
- (3) requested the Chief Financial Officer and Treasurer to submit a report to the Budget Advisory Committee on the issue of unfunded liabilities and the impact on the corporation on a corporate-wide basis. **(Motion by Councillor Ashton)**

(Budget Advisory Committee; Chief Financial Officer and Treasurer; Director, Pension, Payroll and Employee Benefits – October 8, 2002)

(Clause No. 25, Report No. 13)

9.14 Funding for Metropolitan Toronto Police Benefit Fund and the Metropolitan Toronto Pension Plan Retirement Compensation Arrangement (RCA).

The Administration Committee had before it a report (September 26, 2002) from the Chief Financial Officer and Treasurer requesting permission to pay \$1,300,000 into the Metropolitan Police Benefit Fund Retirement Compensation Arrangement (RCA) and \$56,000 to the Metropolitan Toronto Pension Plan RCA with financing from the Employee Benefit Reserve Fund; advising that funds are available from the Employee Benefits Reserve Fund; and recommending that approval be given to pay \$1,300,000 into the Metropolitan Police Benefit Fund Retirement Compensation Arrangement (RCA) and \$56,000 to the Metropolitan Toronto Pension Plan RCA with the funds coming from the Employee Benefit Reserve Fund.

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the foregoing report (September 26, 2002) from the Chief Financial Officer and Treasurer.

(Clause No. 26, Report No. 13)

9.15 Declaration as Surplus - Parcel of Vacant Land Southwest Corner of Weston Road and Reuben Avenue (Ward 7 – York West).

The Administration Committee had before it a report (September 24, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located at the southwest corner of Weston Road and Reuben Avenue, being part of Lot 16 on Plan 1817, be declared surplus to the City's requirements and listed for sale on the open market, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Nunziata, the Administration Committee recommended to Council the adoption of the foregoing report (September 24, 2002) from the Commissioner of Corporate Services.

(Clause No. 7, Report No. 13)

9.16 Declaration as Surplus - Four Parcels of Vacant Land Located on Waterloo Avenue (Ward 10 – York Centre).

The Administration Committee had before it a report (September 23, 2002) from the Commissioner of Corporate Services recommending that:

- (1) four (4) parcels of vacant land, as described in the body of this report, located on Waterloo Avenue be declared surplus to the City's requirements, and the Commissioner of Corporate Services be authorized to invite offer(s) to purchase from adjoining property owners, as outlined in the body of this report;
- (2) all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Miller, the Administration Committee recommended to Council the adoption of the foregoing report (September 23, 2002) from the Commissioner of Corporate Services.

(Clause No. 8, Report No. 13)

9.17 Declaration as Surplus - Vacant Land Located at the Rear of 113 Rockford Road (Ward 10 – York Centre).

The Administration Committee had before it a report (September 24, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located at the rear of 113 Rockford Road, described as being part of Block A, Plan M994, also designated as Part 3 on Reference Plan R-2070, be declared surplus to the City's requirements and the City invite offer(s) to purchase from the abutting property owner at 113 Rockford Road, subject to a

restrictive covenant to be registered on title prohibiting the construction of permanent structures thereon, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and

- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Ashton, the Administration Committee recommended to Council the adoption of the foregoing report (September 24, 2002) from the Commissioner of Corporate Services.

(Clause No. 9, Report No. 13)

**9.18 Declaration as Surplus
Parcel of Vacant Land at the
Rear of 7 and 11 Honiton Street
(Ward 10 – York Centre).**

The Administration Committee had before it a report (September 24, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located at the rear of 7 and 11 Honiton Street, being Part Lot 34, Plan 3103, be declared surplus to the City's requirements and the Commissioner of Corporate Services be authorized to invite offer(s) to purchase from the abutting property owners at 7 and 11 Honiton Street, and if, in the opinion of staff, recommendable offer(s) are not received in respect of both portions of the parcel, then to invite offer(s) to purchase all or a portion of the parcel from the abutting owner at 260 Codsell Avenue and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Johnston, the Administration Committee recommended to Council the adoption of the foregoing report (September 24, 2002) from the Commissioner of Corporate Services.

(Clause No. 10, Report No. 13)

**9.19 Declaration as Surplus
209 and 211 Parliament Street
(Ward 28 – Toronto Centre-Rosedale).**

The Administration Committee had before it a report (September 23, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the properties municipally known as 209 and 211 Parliament Street, described as Part of Lots 5 and 6 on Plan D119, be declared surplus to the City's requirements and the properties be listed for sale on the open market and all steps necessary to comply with Chapter 213 of the Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Sutherland, the Administration Committee recommended to Council the adoption of the foregoing report (September 23, 2002) from the Commissioner of Corporate Services.

The following Motion by Councillor Ashton was **voted on and lost**:

“That the General Manager of Shelter, Housing and Support, be requested to submit a report directly to Council for its meeting scheduled to be held on October 29, 2002, on the rationale for their non interest in the properties located at 209 and 211 Parliament Street.”

(Clause No. 11, Report No. 13)

**9.20 Declaration as Surplus
213 and 215 Parliament Street
(Ward 28 – Toronto Centre-Rosedale).**

The Administration Committee had before it a report (September 23, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the properties municipally known as 213 and 215 Parliament Street, described as Part of Lot 4 on Plan D119, be declared surplus to the City's requirements and the properties be listed for sale on the open market and all steps necessary to comply with Chapter 213 of the Municipal Code be taken; and

- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Sutherland, the Administration Committee recommended to Council the adoption of the foregoing report (September 23, 2002) from the Commissioner of Corporate Services.

The following Motion by Councillor Ashton was **voted on and lost:**

“That the General Manager of Shelter, Housing and Support, be requested to submit a report directly to Council for its meeting scheduled to be held on October 29, 2002, on the rationale for their non interest in the properties located at 213 and 215 Parliament Street.”

(Clause No. 12, Report No. 13)

**9.21 Declaration as Surplus - Parcel of Vacant Land
East Side of Ledbury Street at
the Rear of 591 Woburn Avenue
(Ward 16 – Eglinton-Lawrence).**

The Administration Committee had before it a report (September 23, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located on the east side of Ledbury Street at the rear of 591 Woburn Avenue and described as Part of Lots 415 and 416 on Plan M-108 be declared surplus to the City’s requirements and the Commissioner of Corporate Services be authorized to invite offer(s) to purchase from the abutting property owner at 591 Woburn Avenue, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Ashton, the Administration Committee recommended to Council the adoption of the foregoing report (September 23, 2002) from the Commissioner of Corporate Services.

(Clause No. 13, Report No. 13)

**9.22 Declaration as Surplus - Parcel of Vacant Land
East Side of Dorchester Drive,
Between 9 and 11 Dorchester Drive
(Ward 10 – York Centre).**

The Administration Committee had before it a report (September 20, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located on the east side of Dorchester Drive, described as Block B on Plan 2713, be declared surplus to the City's requirements and the Commissioner of Corporate Services be authorized to invite offer(s) to purchase from the abutting property owners at 9 and 11 Dorchester Drive, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the foregoing report (September 20, 2002) from the Commissioner of Corporate Services.

(Clause No. 14, Report No. 13)

**9.23 Declaration as Surplus - Parcel of Vacant Land
South Side of Acacia Avenue
at the Rear of 37 Griffith Street
(Ward 7 – York West).**

The Administration Committee had before it a report (September 20, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located on the south side of Acacia Avenue, at the rear of 37 Griffith Street, described as part of Lot 207 on Plan 1842, be declared surplus to the City's requirements and the Commissioner of Corporate Services be authorized to invite offer(s) to purchase from the abutting property owner(s) at 37 Griffith Street, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Nunziata, the Administration Committee recommended to Council the adoption of the foregoing report (September 20, 2002) from the Commissioner of Corporate Services.

(Clause No. 15, Report No. 13)

**9.24 Declaration as Surplus - Parcel of Vacant Land
West Side of Ledbury Street,
North of Cranbrooke Avenue
(Ward 16 – Eglinton-Lawrence).**

The Administration Committee had before it a report (September 23, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located on the west side of Ledbury Street, north of Cranbrooke Avenue and described as Part of Lot 141 on Plan 2371, be declared surplus to the City's requirements and the Commissioner of Corporate Services be authorized to invite offer(s) to purchase from the abutting property owner at 514 Cranbrooke Avenue and if, in the opinion of staff, no recommendable offer is received, then to invite offer(s) to purchase from the abutting property owner at 529 Brookdale Avenue and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Ashton, the Administration Committee recommended to Council the adoption of the foregoing report (September 23, 2002) from the Commissioner of Corporate Services.

(Clause No. 16, Report No. 13)

**9.25 Declaration as Surplus - Parcel of Vacant Land
South Side of Ranee Avenue
East of 255 Ranee Avenue
(Ward 15 – Eglinton –Lawrence).**

The Administration Committee had before it a report (September 23, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located on the south side of Ranee Avenue, east of 255 Ranee Avenue, described as Part Lot 8, Concession 2, WYS and Part Lot 5 on Registered Plan 4099, also designated as Part 2 on Reference Plan RS-973, save and except Part 1 on Sketch PMC-2000-060, be declared surplus to the City's requirements, subject to the retention of easements for City services including sewers, noise barriers and retaining walls, and the subject parcel be listed for sale on the open market, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken;
- (2) the restrictive covenant registered on title to the land be released;
- (3) City Council approve, as the approving authority under the provisions of the *Expropriations Act*, the disposal of the lands identified above without giving the original owners from whom the lands were expropriated the first chance to repurchase the lands; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Nunziata, the Administration Committee recommended to Council the adoption of the foregoing report (September 23, 2002) from the Commissioner of Corporate Services.

(Clause No. 17, Report No. 13)

9.26 Declaration as Surplus - Parcel of Vacant Land and Authority to Negotiate the Acquisition of a Parcel of Land for Watercourse Purposes Located at the Rear of 40 Bertrand Avenue (Ward 37 – Scarborough Centre).

The Administration Committee had before it a report (September 24, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located to the rear of 40 Bertrand Avenue, described as Part of Lot 16, Plan 4087 and shown as Part 2 on Sketch No. PS-2002-055, be declared surplus to the City's requirements and the Commissioner of Corporate Services be authorized to invite an offer from the abutting property owner at 40 Bertrand Avenue to acquire Part 2 and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken;
- (2) the Commissioner of Corporate Services be instructed to commence negotiations for the acquisition of land identified as Part 1 on the attached sketch; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Johnston, the Administration Committee recommended to Council the adoption of the foregoing report (September 24, 2002) from the Commissioner of Corporate Services.

(Clause No. 18, Report No. 13)

9.27 Declaration as Surplus - Parcel of Vacant Land Located Between 518 and 522 Melrose Avenue (Ward 16 – Eglinton-Lawrence).

The Administration Committee had before it a report (September 27, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located on the north side of Melrose Avenue, between 518 and 522 Melrose Avenue, described as Part of Lot 116, Plan 2370, North York, also designated as Part 1 on Reference Plan 64R-5943, be declared surplus to the City's requirements and the property be listed for sale on the open market and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and

- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Johnston, the Administration Committee recommended to Council the adoption of the foregoing report (September 27, 2002) from the Commissioner of Corporate Services.

(Clause No. 19, Report No. 13)

9.28 Permission to Register the Trademark PATHWAY.

The Administration Committee had before it a report (September 12, 2002) from the Commissioner of Corporate Services recommending that:

- (1) the City of Toronto consent to the registration of PATHWAY as a trademark by both the Mentor Corporation and by Procard, Inc., subject to the applicants' agreement that the trademark for which consent has been sought will not be used in any design form which is confusingly similar to the design forms used by the City of Toronto for its related official marks and subject to any other conditions the City Solicitor considers necessary and appropriate; and
- (2) appropriate City staff be authorized and directed to take the necessary action to give effect to these recommendations.

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the foregoing report (September 12, 2002) from the Commissioner of Corporate Services.

(Clause No. 28, Report No. 13)

**9.29 Toronto Fire Department Superannuation
and Benefit Fund Actuarial Valuation
Results as of December 31, 2001.**

The Administration Committee had before it a report (September 25, 2002) from the Chief Financial Officer and Treasurer recommending that:

- (1) the 2001 Actuarial Valuation Report be received for information;
- (2) the effective date for increases in pensions under By-law 10649 Section XXIVA 3(a) be changed from July 1 to January 1 in each year and that the 2.6 percent

increase which was effective on July 1, 2002 be made retroactive to January 1, 2002, with appropriate adjustments;

- (3) where an employee contributed to the Benefit Fund for more than 35 years, the contributions made after attaining 35 years credited service be refunded with interest less any previous refunds made under the 50 percent rule conditional upon the retired member or surviving spouse being alive and in receipt of a pension from the Fund on September 17, 2001; and
- (4) authority be granted for the introduction of the appropriate Bills in Council to implement these recommendations.

On motion by Councillor Soknacki, the Administration Committee recommended to Council:

- (1) the adoption of the foregoing report (September 25, 2002) from the Chief Financial Officer and Treasurer; and
- (2) that, as part of the 2003 workplan, the Chief Financial Officer and Treasurer (Director of Pension, Payroll and Employee Benefits), be requested to issue a Request for Proposal for legal and actuarial assistance to evaluate the amalgamation of pension plans under the administration of the City of Toronto and, after consultation with the appropriate stakeholders, report back to the Administration Committee in 2003 on options available to the City with respect to administration of these plans.

(Clause No. 23, Report No. 13)

**9.30 Toronto Civic Employees'
Pension and Benefit Fund
Actuarial Valuation Results
as of December 31, 2001.**

The Administration Committee had before it a report (September 25, 2002) from the Chief Financial Officer and Treasurer recommending that:

- (1) the 2001 Actuarial Valuation Report be received for information;

- (2) the effective date for increases in pensions under Section 14B.(3a) be changed from July 1 to January 1 in each year and that the 2.6 percent increase which was effective on July 1, 2002, be made retroactive to January 1, 2002, with appropriate adjustments; and
- (3) authority be granted for the introduction of the appropriate Bills in Council to implement these recommendations.

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the foregoing report (September 25, 2002) from the Chief Financial Officer and Treasurer.

(Clause No. 24, Report No. 13)

9.31 Card Access for Councillors' Staff at Toronto City Hall.

The Administration Committee had before it a report (September 17, 2002) from the Commissioner of Corporate Services recommending:

- (1) that all Councillors' staff be provided with 24-hour pedestrian card access to the Official Parking Garage; and
- (2) that a maximum of two Councillor's staff members per office be provided with elevator access only for all floors, except mechanical levels, from 7:00 a.m. to 7:00 p.m., Monday to Friday; and
- (3) that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Councillor Brian Ashton declared his interest in connection with the aforementioned matter, in that his father-in-law is a member of the Civic Employees Pension and Benefit Fund.

On motion by Councillor Nunziata, the Administration Committee recommended to Council:

- (1) the adoption of the foregoing report (September 17, 2002) from the Commissioner of Corporate Services subject to amending Recommendation No. (2) by deleting the word "two" and inserting in lieu thereof

the word “three”, so that the Recommendations embodied in the aforementioned report now reads as follows:

- “(1) that all Councillors’ staff be provided with 24-hour pedestrian card access to the Official Parking Garage;
- (2) that a maximum of three Councillor's staff members per office be provided with elevator access only for all floors, except mechanical levels, from 7:00 a.m. to 7:00 p.m., Monday to Friday; and
- (3) that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Clause No. 6, Report No. 13)

9.32 Status Report on Improving Security at Toronto City Hall.

The Administration Committee had before it a report (September 9, 2002) from the Commissioner of Corporate Services providing an update on the measures taken during the last six months regarding previously adopted procedural changes to improve security at Toronto City Hall; advising that the tragic events of September 11, 2001, have caused most businesses and cities to continuously review their security practices; that there is an on-going effort to improve security at Toronto City Hall for the benefit of City employees, Members of Council, and the visiting public, as well as the facility and its assets; and recommending that this report be received for information.

The Administration Committee:

- (1) received the foregoing report; **(Motion by Councillor Sutherland)** and
- (2) requested the Commissioner of Corporate Services to submit a report to the Administration Committee on what the expected “use of force” by the Security Officers at City Hall will be if they are granted Special Constable status. **(Motion by Councillor Ashton)**

(Commissioner of Corporate Services; Executive Director,
Facilities and Real Estate; Director, Facilities Operations;
Manager, Security and Life Safety – October 8, 2002)

(Clause No. 33(g), Report No. 13)

9.33 Process for Report Presentation.

The Administration Committee had before it a report (August 9, 2002) from the City Clerk advising that City Council on July 30, 31, and August 1, 2002, referred the following Motion to the Administration Committee:

Moved by: Councillor Hall

Seconded by: Councillor Minnan-Wong

“WHEREAS it is difficult at times to quickly and accurately review agenda items due to unclear recommendations and the need to search the report to try and determine what is before Council; and

WHEREAS greater clarity enables City Councillors to fully understand the recommendations that they are being asked to support; and

WHEREAS greater clarity would allow the public to understand exactly what City Council is approving or not approving; and

WHEREAS if the recommendations were clear and listed at the beginning of a report, the process would be more accountable and efficient;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Toronto request that the City Clerk establish a process for report presentation that will simplify the wording and structure of municipal agendas and reports.”

On motion by Councillor Soknacki, the Administration Committee concurred with the Recommendation contained in the Notice of Motion embodied in the foregoing communication.

(City Clerk; Councillor Hall; Councillor Minnan-Wong –
October 8, 2002)

(Clause No. 33(h), Report No. 13)

**9.34 Purchase of 3354 Dundas Street West
(Ward 13 - Parkdale–High Park).**

The Administration Committee had before it a confidential report (September 26, 2002) from the President, Toronto Parking Authority, respecting the purchase of 3354 Dundas Street West, such report to be considered in-camera having regard that the subject matter relates to the pending acquisition of land for municipal purposes.

Ms. Santa Cuda, President, Malta Village Business Association, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Miller, the Administration Committee recommended to Council the adoption of the confidential report (September 26, 2002) from the President, Toronto Parking Authority, respecting the purchase of 3354 Dundas Street West, which was forwarded to Members of Council under confidential cover; and further, that in accordance with the Municipal Act, discussions pertaining thereto be held in-camera having regard that the subject matter relates to the pending acquisition of land for municipal purposes.

(Clause No. 21, Report No. 13)

9.35 Recipients – 2002 - Access, Equity and Human Rights Awards.

The Administration Committee had before it a report (October 1, 2002) from the Chief Administrative Officer advising the Committee of the result of the nomination process for the City of Toronto Access, Equity and Human Rights Awards; that these Awards are the Access Award on Disability Issues, the Constance E. Hamilton Award on the Status of Women and the William P. Hubbard Race Relations Award; that funds are available for Award presentations within the Strategic and Corporate Policy/Healthy City Office of the Chief Administrator's Office and the Protocol Office in City Clerk's; and recommending that:

- (1) City Council endorse the selection of David Lepofsky and Sgt. Brian Keown (posthumous) as recipients of the Access Award on Disability Issues;
- (2) City Council endorse the selection of Mubarka Alam, Ekua Asabea Blair and Amarna Moscote as recipients of the Constance E. Hamilton Award on the Status of Women;

- (3) City Council endorse the selection of Jehad Aliweiwi, Michael “Pinball” Clemons and Lillian McGregor as recipients of the William P. Hubbard Award for Race Relations; and
- (4) the appropriate City officials be authorized to take the necessary actions to give effect thereto.

On motion by Councillor Johnston, the Administration Committee recommended to Council the adoption of the foregoing report (October 1, 2002) from the Chief Administrative Officer.

(Clause No. 32, Report No. 13)

9.36 Incident Outside City Hall.

The Administration Committee had before it a report (September 30, 2002) from the City Clerk advising that the Disability Issues Committee on September 24, 2002, referred a communication (August 24, 2002) from Carol Anne Monet and Cathy Roberts to the Administration Committee for consideration and the hearing of deputations, and recommended that the Committee:

- (1) evaluate the security and accessibility of City Hall for people using WheelTrans; and
- (2) recommend that money be set aside in the 2003 Budget for appropriate modifications to City Hall for people using WheelTrans.

On motion by Councillor Nunziata, the Administration Committee deferred consideration of the foregoing communication until its meeting scheduled to be held on November 5, 2002, in order to allow the deputants an opportunity to appear before the Committee respecting this matter.

(Ms. Carol Anne Monet; Ms. Cathy Roberts; c:
Mr. Tim Rees, Chief Administrator’s Office – October 8,
2002)

(Clause No. 33(i), Report No. 13)

**9.37 Lease of a Portion of the Building
at Yonge-Dundas Square,
(Ward 27 - Toronto Centre-Rosedale).**

The Administration Committee had before it a report (October 1, 2002) from the Commissioner of Corporate Services seeking authority to enter into a lease of a portion of the building at Yonge-Dundas Square with Toronto Performing Theatre Alliance for a term of five years, commencing on the first day of the third week following completion of construction and an occupancy permit has been obtained; advising that the City will not receive any net revenue from this lease, however, Toronto Performing Theatre Alliance will be responsible for all its operating and realty tax costs, save and except hydro charges; and recommending that:

- (1) the City lease approximately 300 square feet of space in Yonge-Dundas Square to Toronto Performing Theatre Alliance for a five-year term in accordance with the terms and conditions as outlined herein; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Councillor Kyle Rae, Toronto Centre-Rosedale, appeared before the Administration Committee in connection with the foregoing matter and submitted a communication (September 20, 2002) from Mr. Ron Soskolne, Chair, Yonge Dundas Square Board of Management, respecting the aforementioned matter.

Councillor Holyday appointed Councillor Nunziata Acting Chair and vacated the Chair.

On motion by Councillor Holyday, the Administration Committee recommended to Council the adoption of the foregoing report (October 1, 2002) from the Commissioner of Corporate Services.

Councillor Holyday resumed the Chair.

(Clause No. 20, Report No. 13)

9.38 40–50 Toryork Drive – Purchase of a Specialized Repair Facility for Toronto Fire Services, Toronto Police Services, Toronto Emergency Services and Transportation Services (Ward 7 – York West).

The Administration Committee had before it a confidential report (October 3, 2002) from the Commissioner of Corporate Services respecting the purchase of a specialized repair facility for Toronto Fire Services, Toronto Police Services, Toronto Emergency Services and Transportation Services.

On motion by Councillor Johnston, the Administration Committee recommended to Council the adoption of the confidential report (October 3, 2002) from the Commissioner of Corporate Services respecting the purchase of a Specialized Repair Facility for Toronto Fire Services, Toronto Police Services, Toronto Emergency Services and Transportation Services, which was forwarded to Members of Council under confidential cover; and further, that in accordance with the Municipal Act, discussions pertaining thereto be held in-camera having regard that the subject matter relates to the pending acquisition of land for municipal purposes.

(Clause No. 22, Report No. 13)

9.39 Lighting and Security at the Toronto Parking Authority Lot Adjacent to the Chester Subway Station (Ward 29 - Broadview-Greenwood).

The Administration Committee had before it a report (October 4, 2002) from the President, Toronto Parking Authority responding to the Administration Committee's request at its meeting held on June 25, 2002, regarding the lighting levels and security at the Toronto Parking Authority's parking lot adjacent to the Chester Subway Station; advising that this report is for information only and has no financial implications; that the Toronto Municipal Code Property Standards require for exterior areas a minimum level of illumination having 0.9 foot candles; that for underground or above ground parking garages the minimum level of illumination required by the Toronto Municipal Code, Property Standards and the Ontario and National Building codes is 4.6 foot candles; that their reading at this and other facilities that TPA operates as surface parking lots is 8.0 foot candles, far in excess of the levels required by code; that the area at night is visibly bright, not dark and hidden which could be attractive to this type of crime; that

lighting levels at Toronto Parking Authority facilities are more than adequate; and recommending that the Administration Committee receive this report in response to its earlier request.

On motion by Councillor Nunziata, the Administration Committee:

- (1) received the foregoing report; and
- (2) expressed its appreciation to the Toronto Parking Authority staff for their efforts in this regard.

(President, Toronto Parking Authority – October 8, 2002)

(Clause No. 33(j), Report No. 13)

9.40 Municipal Campaign Finance Reform.

The Administration Committee had before it a communication (October 4, 2002) from the City Clerk advising that City Council on October 1, 2 and 3, 2002:

- (I) directed that Clause No. 3a contained in Report No. 10 of The Administration Committee, headed “Municipal Campaign Finance Reform” be struck out and referred back to the Administration Committee for further consideration, together with a number of proposed motions, and the Mayor was requested to write to the Minister of Municipal Affairs and Housing requesting the Province not to finalize the legislation related to this matter until after the City of Toronto Council meeting scheduled to be held on October 29, 2002; and
- (II) adopted the following recommendations:

“It is recommended that:

- (1) the City Clerk be requested to provide each Member of Council with a copy of the legislation at this meeting; and
- (2) the Minister of Municipal Affairs and Housing and the Association of Municipalities of Ontario be advised of City Council’s schedule in this regard.”)

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

Councillor Michael Walker, St. Paul's, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Sutherland, on behalf of Councillor Walker, the Administration Committee:

(A) again recommended to Council that:

- (I) City Council establish a Toronto Election Finance Review Task Force to consider longer term election finance issues;
- (II) the Terms of Reference respecting the Toronto Election Finance Review Task Force, contained in Appendix "C" embodied in the joint report (June 11, 2002) from the Chief Administrative Officer, the City Solicitor and the City Clerk be approved; and the City Clerk be directed to commence the nomination process for the appointment of members thereto;
- (III) the following recommendation contained in the aforementioned joint report be referred to the proposed Toronto Election Finance Review Task Force for consideration:
 - "(1) should City Council wish to request amendments to the Municipal Elections Act to address any of the issues numbered 1 to 19 in the comments section of this report, Council direct the City Clerk to forward its request to the Minister of Municipal Affairs and Housing so that the request can be considered before the 2003 election;"
- (IV) as part of the considerations of the Municipal Campaign Finance Reform, the Toronto Election Finance Review Task Force be requested to consider:

- (a) that rebates, if allowed, only be issued for contributions of legal tender; and
 - (b) the elimination of the contribution rebate program; and
- (B) that the following motions be referred to the proposed Toronto Election Finance Review Task Force:

Moved by Councillor Anne Johnston:

“That in order to ensure that election campaigns are conducted in accordance with the legislation and to remove the undue burden placed on electors to commence their own legal action if they believe a candidate has broken the law, it is recommended that the Minister of Municipal Affairs and Housing be requested to amend the Municipal Elections Act, 1996 to:

- (a) provide that Elections Ontario – Election Finances be given authority to investigate all allegations of contraventions of the election campaign financing provisions of the Municipal Election Act, 1996, including but not limited to:
 - (i) allegations of “soft money” contributions;
 - (ii) improper fund-raising activities;
 - (iii) improper contributions; and
 - (iv) improper expenses;
- (b) provide that Elections Ontario – Election Finances have complete investigative powers in these matters, including the ability to request the appropriate police body to conduct all or part of the investigation on its behalf;
- (c) provide that Elections Ontario – Election Finances be given the authority to commence legal action against any

individual believed to have contravened any of the campaign financing provisions of the Act; and

- (d) provide that Elections Ontario – Election Finances not municipal councils, be given the authority to make a decision on whether or not a compliance audit should be conducted and, if an audit is conducted, whether or not legal action should be commenced against the candidate.”

Moved by Councillor Holyday:

“It is recommended that Council request the Province to re-consider establishing a mechanism to cap the amount of money a candidate can raise in a municipal Election Campaign to a reasonable amount over and above expenditures.”

(Clause No. 1, Report No. 13)

**9.41 Bill 177 – Amendments to the
Municipal Elections Act, 1996.**

The Administration Committee had before it a report (October 3, 2002) from the City Clerk reporting on proposed amendments to the Municipal Elections Act, 1996; Since 1999; advising that Council has requested the Minister of Municipal Affairs and Housing to consider a total of forty-seven amendments to the *Municipal Elections Act, 1996*; that twenty-seven of these amendments have either been incorporated by the Province into Bill 62 (enacted June 9, 2000) or are proposed in the current Bill 177; that in developing the amendments, the Ministry of Municipal Affairs and Housing consulted with municipal staff (including the City of Toronto), the Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO) and the Association of Municipalities of Ontario (AMO) and reviewed submissions that had been made by interested stakeholders; that the majority of the proposed amendments will improve the City Clerk’s administration of the City of Toronto’s 2003 election; and recommending that this report be received for information.

Mr. Greg Essensa, Director of Election Services, gave a presentation to the Administration Committee with respect to the foregoing matter.

Councillor Michael Walker, St. Paul’s, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Johnston, the Administration Committee received the foregoing report.

(Clause No. 33(k), Report No. 13)

9.42 eCity – Building Information and Technology Vision for Toronto.

The Administration Committee had before it a report (October 4, 2002) from the Commissioner of Corporate Services recommending that:

- (1) City Council endorse in principle the strategic directions and objectives as set out in the attached eCity report;
- (2) Beginning in February of 2002, the Executive Director of Information and Technology report to the Administration Committee every six months on progress against a detailed work plan, changes or additions to the plan, costs, and critical milestones;
- (3) The Telecommunications Steering Committee be briefed on eCity before the next meeting of Council. If there are significant concerns raised at that briefing the concerns be brought back to Administration Committee before the report is considered at Council;
- (4) City staff report back in November of 2002, after discussion with the Telecommunications Steering Committee, on the terms of reference for an Information and Technology sub committee of Administration Committee.

The Administration Committee also had before it the following:

- (1) (October 2002) report, entitled “eCity Building an Information and Technology Vision for Toronto” prepared by the Executive Director, Information and Technology; and
- (2) (October 7, 2002) from Mr. John Maduri, President, Business Solutions, Telus; providing background information about TELUS, Canada’ 2nd largest telecommunications technology provider; advising of their support of Toronto’ eCity strategy; and that they would like to discuss the importance of linkages between Toronto's eCity strategy and the City’ IP (Internet Protocol)/date infrastructure as its foundation.

Mr. John Adams, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Miller, the Administration Committee recommended to Council the adoption of the foregoing report (October 4, 2002) from the Commissioner of Corporate Services.

(Clause No. 29, Report No. 13)

9.43 Process for the Evaluation of Proposals for the Provision of Telecommunications Infrastructure for the City of Toronto (Request for Proposals No. 9155-02-07293).

The Administration Committee had before it a report (October 1, 2002) from the Commissioner of Corporate Services providing the Administration Committee with an overview of the process to be used for the upcoming evaluation of proposals for the provision of telecommunications infrastructure for the City of Toronto (RFP No. 9155-02-07293); advising that there are no financial implications resulting from the adoption of this report; that in February 2002, City Council directed staff to prepare and release a RFP to collect current market and costing information on the options available for the provision of telecommunications services and to report back with a recommended course of action; that this report outlines the multi-phase process which will be used to evaluate the proposals for the provision and bring recommendations to Administration Committee; and recommending that this report be received for information purposes.

On motion by Councillor Miller, the Administration Committee:

- (1) forwarded the foregoing report (October 1, 2002) from the Commissioner of Corporate Services to Council for its information;
- (2) requested the Commissioner of Corporate Services to submit a report directly to Council for its meeting scheduled to be held on October 29, 2002, on precisely how the Municipal Access Agreement will be credited for the evaluation process; and
- (3) requested the Chief Administrative Officer to submit a report to the Administration Committee on how the City's interest as a shareholder of Toronto Hydro and its subsidiaries will be addressed.

(Commissioner of Corporate Services; Chief
Administrative Officer; Executive Director, Information
and Technology – October 8, 2002)

(Clause No. 30, Report No. 13)

9.44 Technology Acquisition and Asset Management.

The Administration Committee had before it a joint report (September 30, 2002) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer setting out the key elements of a new Technology Acquisition and Asset Management Policy for the City of Toronto; advising that it is intended to replace a temporary emergency process approved by Council at its meeting of November 6, 7, and 8, 2001, after a freeze was placed on the technology leasing program, pending a review of the City's leasing contract; that a funding model to replace the technology leasing program and the interim emergency technology acquisition process is being developed in conjunction with the Finance Department which will be provided to the Administration Committee's next meeting; and recommending that:

- (1) the interim Emergency Technology Acquisition process be terminated;
- (2) ongoing use of the Emergency Technology Acquisition Reserve Fund be ended, however the fund continue to be managed by the Finance Department to ensure that it is fully replenished as per the internal financing agreements;
- (3) staff report to Administration Committee on the equipment that is acquired through the emergency process and the use of the Emergency Technology Acquisition Reserve Fund;
- (4) except where indicated below, the new technology acquisitions follow the City's purchasing by-law and the associated processes, and shall be based on purchasing hardware and software, unless otherwise approved by Council;
- (5) the City continue to buy computers from manufacturers meeting the City's technical requirements and in accordance with the City's Purchasing By-law and Policies;
- (6) staff be authorized to sole source future purchases of computer hardware and software from Dell, if necessary, beyond the maximum sole source limit of \$500,000 due to Dell's direct marketing model, and that Council concur with staff actions to date for emergency sole source purchases of computers from Dell in the amount of \$695,617.71, excluding taxes;

- (7) all requests for new printers and photocopiers be reviewed by the Technology Review Committee, until a recommendation is made after the completion of the print/reproduction strategy;
- (8) the City's desktop computer users be classified in three categories with a defined lifecycle for a desktop computer:
 - (1) electronic office users with a 48-60 month lifecycle;
 - (2) high-end users with a 24-month lifecycle;
 - (3) speciality users with a lifecycle determined by operational needs; and
- (9) desktop computers of high-end users be cascaded down to electronic office users when replaced; and
- (10) notwithstanding the lifecycle standards suggested above, staff report back before the end of 2002 on an interim plan to manage the end of lease transition, and the replacement of leased equipment through 2005.

On motion by Councillor Sutherland, the Administration Committee deferred consideration of the foregoing report until its meeting scheduled to be held on November 5, 2002.

(Commissioner of Corporate Services; Chief Financial Officer and Treasurer; Executive Director, Information and Technology; Director, Purchasing and Materials Management Division – October 8, 2002)

(Clause No. 33(l), Report No. 13)

The Administration Committee adjourned its meeting at 5:35 p.m.

Chair.