

**THE CITY OF TORONTO**

**City Clerk's Division**

**Minutes of the Meeting of the Administration Committee**

**Meeting No. 4**

**Tuesday, April 29, 2003.**

The Administration Committee met on Tuesday, April 29, 2003, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:31 a.m.

Attendance

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

	9:31 a.m. to 12:31 p.m.	2:05 p.m. to 3:05 p.m.	In-Camera 3:05 p.m. to 3:50 p.m.	3:50 p.m. to 4:25 p.m.
Councillor Brian Ashton	X	X	X	X
Councillor Rob Ford	X	X	X	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	X	X	X

**Confirmation of Minutes**

On motion by Councillor Miller, the Minutes of the meeting of the Administration Committee held on March 25, 2003, were confirmed.

**4.1 Snapshot on City Services**

The Administration Committee received a presentation from Mr. Michael Moir, Director and City Archivist, City Clerk's Office, Corporate Services Department, respecting the City's Corporate Records Management Program detailing:

- program activities;

- clients, including Members of Council, City Departments, Residents and visitors, other levels of government, Special Purpose Bodies; and Business and Media; and
- the Division's Mandate, Staffing, Service Locations, Accomplishments, and Issues for the Short and Long Term;

and who filed a copy of his presentation material pertaining thereto.

**(Clause No. 22(a), Report No. 4)**

#### **4.2 Harmonization of Compensation Related Policies – Non-Union**

The Administration Committee again had before it the following communications:

- (1) (March 25, 2003) from the City Clerk advising that the Administration Committee on March 25, 2003:
  - (1) deferred consideration of a communication (February 18, 2003) from the City Clerk, Personnel Sub-Committee respecting Harmonization of Compensation Related Policies – Non-Union, until its meeting scheduled to be held on April 29, 2003; and
  - (2) requested the Commissioner of Corporate Services to submit a report to the aforementioned meeting of the Administration Committee, through the Personnel Sub-Committee, on the issue of mileage allowance and how it is linked to public and private indices (Runzheimer Index); and
- (2) (April 8, 2003) from the City Clerk, Personnel Sub-Committee, advising that the Personnel Sub-Committee at its meeting held on April 8, 2003, received the report (April 4, 2003) from the Commissioner of Corporate Services reporting further, as requested by the Administration Committee on March 25, 2003, on the issue of mileage allowance and how it is linked to public and private indices; and that the Personnel Sub-Committee directed that a copy thereof be forwarded to the Administration Committee for information.

Mr. Richard Majkot, Executive Director, COTAPSAI, appeared before the Administration Committee in connection with the foregoing matter and filed a written submission with respect thereto.

On motion by Councillor Miller, the Administration Committee:

- (1) recommended to Council the adoption of the Recommendation of the Personnel Sub-Committee embodied in the foregoing communication (February 18, 2003) from the City Clerk, Personnel Sub-Committee; and
- (2) received the foregoing communication (April 8, 2003) from the City Clerk respecting the supplementary report (April 4, 2003) from the Commissioner of Corporate Services respecting the Harmonization of Compensation-Related Policies: Non-Union.

The following Motion was voted on and **lost**:

Moved by Councillor Ford:

That the Administration Committee recommend to Council the adoption of the foregoing report subject to the mileage allowance being set at \$0.40 per kilometre.

**(Clause No. 1, Report No. 4)**

#### **4.3 Former City of Toronto Role in Leasing of Danforth Garage Site (Ward 32 – Beaches-East York)**

The Administration Committee again had before it a report (March 3, 2003) from the City Solicitor responding to a request made by the Administration Committee at its March 26, 2002 meeting for the City Solicitor to submit a report on what role, if any, the former City of Toronto Council may have played in the 1987 lease agreement and other related matters with respect to the Danforth Garage site (the “Danforth Garage Site”); advising that there are no financial implications; that as the Danforth Garage Site was vested in the TTC, all business negotiations and all approvals of the business transaction relating to the lease agreement for the site were undertaken exclusively by the Toronto Transit Commission; that the role of the former City of Toronto in the Danforth Garage Site was restricted to those regulatory applications and approvals over which the City had jurisdiction (eg. building, zoning, etc.); that accordingly, further inquiries relating to past property dealings on this site would best be directed to the TTC; and recommending that this report be received for information.

Councillor Sandra Bussin, Beaches-East York, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Soknacki, the Administration Committee received the foregoing report; and requested the Commissioner of Corporate Services to meet with representatives of the Toronto Transit Commission to discuss the future use of the Danforth Garage Site.

(Commissioner of Corporate Services; City Solicitor; Chief General Manager, Toronto Transit Commission – April 29, 2003)

**(Clause No. 22(b), Report No. 4)**

**4.4 Elected Officials Pension**

The Administration Committee had before it a report (April 17, 2003) from the Chief Financial Officer and Treasurer providing further information on the changes to the Elected Officials pensions as a result of the elimination of the OMERS Type 6 Supplementary Pension Benefit as at December 31, 2002; recommending the establishment of a transitional allowance for elected officials who retire during the five year period beginning January 1, 2003; advising that this transitional allowance would ensure that their pension benefit plus this transitional allowance would be equivalent to a pension based on five year average earnings of their fully taxable salary; and further recommending that:

- (1) if an eligible elected official should become eligible for a benefit under the OMERS Act during the transitional period, the municipality shall pay to the retired elected official, a transitional allowance on the same terms and conditions as benefits paid under the OMERS Act;
- (2) the transitional allowance under subsection (1) shall be calculated as outlined in Appendix A; and
- (3) authority be granted to introduce the necessary bills and the appropriate City officials be authorized to take the necessary action to give effect thereto.

On motion by Councillor Johnston, the Administration Committee:

- (1) recommended to Council the adoption of the foregoing report (April 17, 2003) from the Chief Financial Officer and Treasurer; and

- (2) requested the Chief Financial Officer and Treasurer to submit a report to the meeting of the Administration Committee scheduled to be held on June 3, 2003, on the possible options for the accrual of pension benefits for Council Members service after the age of 69.

The following Motion was voted on and **lost**:

Moved by Councillor Holyday:

That the Administration Committee recommend to Council that the report (April 17, 2003) from the Chief Financial Officer and Treasurer be received.

(Chief Financial Officer and Treasurer; Director, Pension, Payroll and Employee Benefits – April 29, 2003)

**(Clause No. 2, Report No. 4)**

#### **4.5 Tax Adjustment - Municipal Act Sections 357 and 358**

The Administration Committee had before it a report (April 17, 2003) from the Chief Financial Officer and Treasurer recommending that:

- (1) the individual appeal applications made pursuant to Section 357 of the new *Municipal Act* (s. 442 of the old Act) totalling \$1,634,984.49 (excluding phase-in/capping), as provided in the detailed hearing report to be circulated at Committee and as summarized in Schedule “A” attached, be approved; and
- (2) the individual appeal applications made pursuant to Section 358 of the new *Municipal Act* (s. 443 of the old Act) totalling \$1,599,785.88 (excluding phase-in/capping) as provided in the detailed hearing report to be circulated at Committee and as summarized in Schedule “B” attached, be approved.

On motion by Councillor Miller, the Administration Committee recommended to Council that the individual applications made pursuant to Section 357 and Section 358 of the Municipal Act as provided in the detailed hearing reports attached, and as summarized in Schedule “A” and “B” embodied in the foregoing report (April 17, 2003) from the Chief Financial Officer and Treasurer, be approved excluding the following applications to be heard at a future hearing:

Administration Committee Minutes  
Tuesday, April 29, 2003.

Appeal No.	Tax Year	Assessment Roll No.	Property Location	Reason	Tax Adjustment
20020109	2001	1901-01-2-110-01010	29 Pemican Court Unit 1	Review of the Account	\$13,479.63
20020162	2001	1901-01-2-110-01020	29 Pemican Court Unit 2	Review of the Account	\$ 7,546.62
20011601	2001	1908-05-3-550-00100	1755 Steeles Avenue West	Review of the Account with MPAC	\$ 0
<b>Total</b>					<b>\$21,026.25</b>

**(Clause No. 3, Report No. 4)**

#### **4.6 Taxes Collected by Bailiffs - Non-Residential Properties**

The Administration Committee had before it a report (April 17, 2003) from the Chief Financial Officer and Treasurer responding to a request made by the Administration Committee for information regarding the amount of outstanding taxes collected by the City's bailiffs in 2002 and advisability of issuing unpaid interim taxes to the bailiff; advising that if Council adopts a policy of issuing overdue interim taxes, for non-residential properties, to the bailiff for collection, the City can expect a decrease in net revenues given that the current annual interest that the City earns on its investments is lower than the penalty/interest rate (15 percent per annum) charged by the municipality on overdue taxes; and recommending that this report be received for information.

Mr. Harvey Greber, S. Wilson and Co. Bailiffs Limited, appeared before the Administration Committee in connection with the foregoing matter and introduced his colleagues, Ms. Judith Merrell, P.D. Merrell Bailiff Inc. and Mr. Glenn Shingler, A.O. Shingler Co. Ltd.

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

**(Clause No. 22(c), Report No. 4)**

#### **4.7 Collection Procedures on Property Tax Arrears for Owner-Occupied Residential Properties**

The Administration Committee had before it a report (April 17, 2003) from the Chief Financial Officer and Treasurer reporting on procedures employed in the collection of tax arrears for owner-occupied residential properties; advising that assuming that the tax arrears for owner-occupied residential properties will be collected faster if the City engages the services of a bailiff agency, the penalty/interest revenue the City realizes on

these tax arrears (1.25 percent per month or 15 percent per year) may decrease at a faster rate than the interest the Corporation will realize on investing the cash received; and recommending that the enhanced collection procedures for owner-occupied residential properties, as outlined in Appendix E of this report, be endorsed, including the use of bailiff services to collect upon outstanding residential property taxes that are at least 1-½ years in arrears.

On motion by Councillor Miller, the Administration Committee deferred consideration of the foregoing report until its meeting scheduled to be held on June 3, 2003.

(Chief Financial Officer and Treasurer; Director, Revenue Services; Supervisor, Collections/Receivables – April 29, 2003)

**(Clause No. 22(d), Report No. 4)**

#### **4.8 291 George Street Loan Renewal**

The Administration Committee had before it a report (April 17, 2003) from the Chief Financial Officer and Treasurer recommending that:

- (1) the City grant to Toronto Housing Corporation Inc. (THCI) and to Toronto Community Housing Corporation (TCHC) as THCI's pending successor in title to the property at 291 George Street, a retroactive renewal (the Renewal), as of October 31, 2001, of the 1986 loan (the Loan) to the Metropolitan Toronto Singles Housing Corporation\*, in the amount of \$ 3,374,001.17, for a further Ten (10) Years, on the terms set forth in Recommendations Nos. (2) and (3);
- (2) the Loan as so renewed bear interest from October 30, 2001, at an annual rate, subject to Recommendation No. (3), of 5.875 percent calculated half-yearly not in advance, as well after as before maturity and both before and after default, and be repaid:
  - (a) in instalments of:
    - (i) \$31,365.41 each, on the 30th day of each month beginning in October, 2001, continuing until and including the month preceding that in which City Council adopts this report; and thereafter; and
    - (ii) \$23,794.11 each, on the 30th day of each subsequent month, continuing until and including September 2011;

each such instalment to be applied firstly in payment of the interest due at the time of its payment, and the remainder to be applied in reduction of the principal sum; followed by;

- (b) payment of the balance on October 30, 2011, together with interest thereon from September 30, 2011;
- (3) if the City issues any debentures whose proceeds are used for the purpose of financing the Renewal, the interest rate provided for in Recommendation No. (2) be non-retroactively replaced, effective as of the month next following the date of receipt of such proceeds by the City, by the rate payable under such debentures (or as of that date itself if it is the first day of a month), but without any change in the instalments provided for in subclause (a)(ii) of Recommendation No. (2);
- (4) an agreement be entered into between the City and TCHC documenting the terms of Recommendations Nos (1) to (3) in a manner satisfactory to the Chief Financial Officer and Treasurer, the City Solicitor, and the Chief Executive Officer of TCHC;
- (5) TCHC be directed to advise Canada Mortgage and Housing Corporation of the Renewal following the execution of such agreement by both parties;
- (6) THCI be released, effective as of January 1, 2002, from any and all liability for repayment of the Loan; and
- (7) these appropriate officials of the City be authorized to take the necessary action to give effect to Recommendations.

(\*Note: Metropolitan Toronto Singles Housing Corporation is a corporate predecessor of THCI (as renewed in 1991 in favour of the borrower under its new name, Metropolitan Toronto Housing Development Corporation)

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the foregoing report (April 17, 2003) from the Chief Financial Officer and Treasurer. **(Councillor Ford voted in the negative)**

**(Clause No. 4, Report No. 4)**



**4.9 External Legal Firms Retained for Insurance Claim  
Defence Contract Extension Option**

The Administration Committee had before it a report (April 17, 2003) from the Chief Financial Officer and Treasurer requesting approval to exercise the contract extension option contained in the Request For Proposals (RFP) for external legal firms for insurance claim defence as approved by City Council at its June 2000 meeting; and recommending that:

- (1) the City exercise the original RFP option to extend the contract term for two years, from June 2003 to June 2005;
- (2) a request for proposals for external legal services be conducted before June 2005, with the selection results reported to City Council for approval to enter into retention agreements; 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:

- (1) recommended to Council the adoption of the foregoing report (April 17, 2003) from the Chief Financial Officer and Treasurer; and
- (2) requested the City Solicitor, in conjunction with the Chief Financial Officer and Treasurer, to review the Federal/Provincial legal tariffs for external counsel and report thereon to the Administration Committee on a proposed City tariff for external counsel.

(City Solicitor; Chief Financial Officer and Treasurer –  
April 29, 2003)

**(Clause No. 5, Report No. 4)**

**4.10 Supply and Delivery of Unshrinkable Fill Concrete  
Mix, Request for Quotation No. 3919-03-0017**

The Administration Committee had before it a communication (April 2, 2003) from the City Clerk, Bid Committee, advising that on April 2, 2003 the Bid Committee had before it a report (March 24, 2003) from the Director of Purchasing and Materials Management,

headed "Supply and Delivery of Unshrinkable Fill Concrete Mix, Request for Quotation No. 3919-03-0017", recommending that:

- (1) the quotation submitted by Industrial Aggregates and Ready Mix Inc., be accepted for the supply and delivery of Unshrinkable Fill Concrete Mix as required for various City of Toronto programs in the amount of \$327,366.64 including all applicable taxes and charges for the portion of the contract in 2003, being the lowest Quotation received;
- (2) the balance of the award in the amount of \$409,208.30 including all applicable taxes and charges for the 2004 portion of the contract to Industrial Aggregates and Ready Mix Inc., be referred to Administration Committee and Council for approval; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and

that the Bid Committee adopted the aforementioned report.

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

- (1) the balance of the award in the amount of \$409,208.30 including all applicable taxes and charges for the 2004 portion of the contract to Industrial Aggregates and Ready Mix Inc., for the supply and delivery of Unshrinkable Fill Concrete Mix be approved; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**(Clause No. 6, Report No. 4)**

#### **4.11 Results for the Request for Quotation (RFQ) No. 0114-03-0001 for Safety Footwear for Various City of Toronto Departments**

The Administration Committee had before it a joint report (March 20, 2003) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer, recommending that:

- (1) the quotations submitted by Collins Safety O/A 3077225 Canada Inc. and Gordon Contract for the supply and delivery of Safety Footwear used by various City of

Toronto departments for the period from July 1, 2003 to June 30, 2005, be accepted as the two lowest acceptable quotations received meeting specifications and service requirements as follows:

- (a) Collins Safety O/A 3077225 Canada Inc. for approximately \$994,622.00 including all charges and applicable taxes, for the supply of safety footwear by truck service supplemented by their Mississauga store when required; and
  - (b) Gordon Contract for approximately \$1,151,431.00 including all charges and applicable taxes, for the supply of safety footwear by store service in the City of Toronto; and
- (2) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

The following persons appeared before the Administration Committee in connection with the foregoing matter:

- Mr. John Colantonio, Mister Safety Shoes, and filed a written submission with respect thereto. Mr. Colantonio introduced his colleague Mr. Bob Forsyth;
- Mr. Hy Goldglass, Collins Safety;
- Mr. Ben Gordon, Gordon Contract; and
- Mr. Tony Naccarato, Gordon Contract.

The Administration Committee:

- (1) referred the foregoing joint report back to the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer with a request for a further report on the rationale for a centralized location as an efficiency measure for the provision of this service; **(Motion by Councillor Ashton)**
- (2) requested the Chief Financial Officer and Treasurer and the City Clerk, in consultation with the Director of Purchasing and Materials Management and the Director of Corporate Access and Privacy, to submit a report to the Administration Committee on the possibility of establishing an improved standard

format approach for public information provision for standard quotations and contracts (for example, itemized prices); **(Motion by Councillor Miller)** and

- (3) requested the Commissioner of Corporate Services to submit a report to the Administration Committee providing the written documentation from Labour Relations staff with respect to the centralization of the Stores and the need for such centralization. **(Motion by Councillor Ford)**

The following Motion was declared Redundant:

Moved by Councillor Ford:

That the Administration Committee recommended to Council the adoption of the foregoing report subject to amending Recommendation No. (1) by deleting the name "Gordon Contract" and inserting in lieu thereof the name "Mister Safety Shoes Inc."

(Commissioner of Corporate Services; Chief Financial Officer and Treasurer; City Clerk; Director, Employment Services; Director, Purchasing and Materials Management; Director of Corporate Access and Privacy; All Interested Parties – April 29, 2003)

**(Clause No. 22(e), Report No. 4)**

**4.12 Declaration as Surplus  
Parcel of Vacant Land  
East Side of Meadowvale Road,  
North of Sheppard Avenue East  
(Ward 42 - Scarborough Rouge-River)**

The Administration Committee had before it a report (April 10, 2003) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of vacant land located on the east side of Meadowvale Road, north of Sheppard Avenue East, more particularly described as being Part of Lot 5 on Concession 3 and Part of Kirkham Road Closed and designated as Parts 1 to 6,

inclusive, on Reference Plan 64R-12635, be declared surplus to the City's requirements, subject to the reservation of an easement over Part 4 for municipal services including a watermain;

- (2) City Council approve, as the approving authority under the provisions of the *Expropriations Act*, the disposal of the site without giving the original owners from whom the lands were expropriated the first chance to repurchase the lands;
- (3) a permanent easement over Parts 3 and 4 on Registered Plan 64R-12635 be granted to Toronto Hydro for the protection of hydro services, for nominal consideration and on such terms and conditions as are satisfactory to the Commissioner of Corporate Services;
- (4) the Commissioner of Corporate Services be authorized to invite an offer to purchase from the owner of 1381 Meadowvale Road, subject to the easement for municipal services including a watermain and the easement in favour of Toronto Hydro; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Administration Committee recommended to Council:

- (1) the adoption of the foregoing report (April 10, 2003) from the Commissioner of Corporate Services subject to amending Recommendation No. (1) by adding thereto the following words "and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken", so that such Recommendation now reads as follows:

“(1) the parcel of vacant land located on the east side of Meadowvale Road, north of Sheppard Avenue East, more particularly described as being Part of Lot 5 on Concession 3 and Part of Kirkham Road Closed and designated as Parts 1 to 6, inclusive, on Reference Plan 64R-12635, be declared surplus to the City's requirements, subject to the reservation of an easement over Part 4 for municipal services including

a watermain, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken.”.

**(Clause No. 7, Report No. 4)**

**4.13 Declaration as Surplus  
Parcel of Land at the Rear of 160 Symes Road  
(Ward 11 - York South-Weston)**

The Administration Committee had before it a report (April 11, 2003) from the Commissioner of Corporate Services recommending that:

- (1) the parcel of land at the rear of 160 Symes Road, being Block 3 and part of Block 1 on Plan 66M-2324 and shown as Parts 3 and 6 on the attached Sketch No. PMC 2000-100, be declared surplus to the City’s requirements, subject to the retention of an existing sewer and watermain easement and the Commissioner of Corporate Services be authorized to invite an offer to purchase from the owner of No. 160 Symes Road, 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 (April 11, 2003) from the Commissioner of Corporate Services.

**(Clause No. 8, Report No. 4)**

**4.14 Application for Approval to Expropriate Interest in Land,  
Rear Portion of 45 Montye Avenue  
(Ward 13 - Parkdale - High Park)**

The Administration Committee had before it a report (April 11, 2003) from the Commissioner of Corporate Services recommending that:

- (1) authority be granted to initiate the expropriation process for the fee simple interest in the rear lands at 45 Montye Avenue as detailed in the body of this report;

- (2) authority be granted to serve and publish Notices of Application for Approval to Expropriate property interests herein detailed, to forward to the Chief Inquiry Officer any requests for hearings that are received and to report the Inquiry Officer's recommendations to Council for its consideration; 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 (April 11, 2003) from the Commissioner of Corporate Services. **(Councillor Ford voted in the negative)**

**(Clause No. 13, Report No. 4)**

#### **4.15 Toronto Olympic Plebiscite**

The Administration Committee had before it a communication (April 17, 2003) from the City Clerk advising that City Council, at its meeting held on April 14, 15 and 16, 2003, had before it deferred Clause No. 27a of Report No. 2 of The Administration Committee, headed "Other Items Considered by the Committee"; and that Council directed that the aforementioned Clause be received as information, subject to striking out and referring Item (c), entitled "Toronto Olympic Plebiscite", embodied therein, back to the Administration Committee for further consideration.

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

On motion by Councillor Nunziata, the Administration Committee received the foregoing communication.

(Councillor Michael Walker; Councillor David Miller;  
Director, Election Services – April 29, 2003)

**(Clause No. 22(f), Report No. 4)**

#### **4.16 Chief Administrative Officer's Workplan and Finance Department Workplan – 2003 – All Wards**

The Administration Committee had before it a communication (April 22, 2003) from the City Clerk advising that City Council, at its meeting held on April 14, 15 and 16, 2003, had before it Clause No. 19 contained in Report No. 3 of The Policy and Finance

Committee, headed “Other Items Considered by the Committee” and that Council directed that the aforementioned Clause be received, as information, subject to referring a copy of Items (a) and (b), entitled “Chief Administrative Officer’s Workplan” and “Finance Department Workplan – 2003 – All Wards”, respectively to the Administration Committee for information.

On motion by Councillor Soknacki, the Administration Committee received the foregoing communication.

**(Clause No. 22(g), Report No. 4)**

#### **4.17 Aboriginal Cultural Centre**

The Administration Committee had before it a communication (April 8, 2003) from the City Clerk, Aboriginal Affairs Committee, advising that at its meeting held on March 26, 2003, the Aboriginal Affairs Committee gave consideration to a communication (January 9, 2003) from the City Clerk, Aboriginal Affairs Committee forwarding, for the Committee’s consideration, a motion respecting the establishment of an Aboriginal Cultural Centre which was deferred from the Committee’s meeting on December 4, 2002, for further consideration at its next meeting; and stated its support for the establishment of an Aboriginal Cultural Centre in the City of Toronto and requested that the Chief Administrative Officer, in consultation with appropriate City officials and community representatives, review the list of surplus City of Toronto owned buildings in the City with a view to identifying an appropriate building which could be used for an Aboriginal Cultural Centre.

On motion by Councillor Soknacki, the Administration Committee referred the recommendations of the Aboriginal Affairs Committee embodied in the foregoing communication to the Commissioner of Economic Development, Culture and Tourism for consideration within the context of the activities being undertaken by the various Divisions of the Department with the Aboriginal community.

(Commissioner of Economic Development, Culture and Tourism; City Clerk, Aboriginal Affairs Committee – April 29, 2003)

**(Clause No. 22(h), Report No. 4)**



#### **4.18 Bike Week Group Commute**

The Administration Committee had before it a communication (April 1, 2003) from the City Clerk, Toronto Cycling Committee, requesting the Administration Committee to request Toronto City Council, where operationally feasible, to permit managers, throughout the City of Toronto, to allow their employees to participate in the Bike Week Group Commute and free Pancake Breakfast on May 26, 2003, and if Toronto City Council endorses this matter, that a communication be forwarded to all Commissioners advising their staff accordingly.

On motion by Councillor Nunziata, the Administration Committee recommended to Council the adoption of the Recommendation of the Toronto Cycling Committee embodied in the foregoing communication (April 1, 2003) from the City Clerk, Toronto Cycling Committee, that where operationally feasible, managers throughout the City of Toronto be permitted to allow their employees to participate in the Bike Week Group Commute and free Pancake Breakfast on May 26, 2003, and that a communication be forwarded to all Commissioners advising their staff accordingly.

**(Clause No. 21, Report No. 4)**

#### **4.19 Amendment to City of Toronto Municipal Code, Chapter 950 – Parking Lots Customer Parking Invoices**

The Administration Committee had before it a report (April 15, 2003) from the President, Toronto Parking Authority, establishing regulations to address the payment of parking invoices issued at off-street municipal parking facilities under the jurisdiction of the Toronto Parking Authority; and recommending that:

- (1) the City of Toronto Municipal Code Chapter 950, Article VI – Parking Lots, be amended to introduce regulations to address the issue of unpaid customer parking invoices issued to vehicles parked at off-street municipal parking facilities under the jurisdiction of the Toronto Parking Authority;
- (2) subject to Council's approval of this amendment, the City Solicitor be authorized to submit a set fine application to the Ministry of the Attorney General for Ontario for approval with respect to offence created under this amendment;
- (3) the amendment not come into force until the set fine application has been approved; and

- (4) that City officials take all necessary steps to give effect to the foregoing, including the introduction in Council of any bills which may be necessary.

On motion by Councillor Ashton, the Administration Committee recommended to Council the adoption of the foregoing report (April 15, 2003) from the President, Toronto Parking Authority.

**(Clause No. 20, Report No. 4)**

**4.20 Acquisition of 34 Holmes Avenue  
for the North York Centre Plan Service Road  
(Ward 23 - Willowdale)**

The Administration Committee had before it a confidential report (April 7, 2003) from the Commissioner of Corporate Services respecting the acquisition of property located at 34 Holmes Avenue for the North York Centre Plan Service Road, Ward 23 – Willowdale, such report to be considered in-camera having regard that the subject matter relates to the acquisition of property.

On motion by Councillor Sutherland, the Administration Committee recommended to Council the adoption of the confidential report (April 7, 2003) from the Commissioner of Corporate Services respecting the Acquisition of 34 Holmes Avenue for the North York Centre Plan Service Road (Ward 23 – Willowdale), 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 acquisition of property.

The following Motion was voted on and **lost**:

Moved by Councillor Ford:

That the Administration Committee recommend to Council that the aforementioned confidential report be received.

**(Clause No. 14, Report No. 4)**

**4.21 Legal Proceedings to Recover Amounts  
Owing on Overpayment to Former City Employee**

The Administration Committee had before it a confidential report (April 15, 2003) from the City Solicitor regarding Legal Proceedings to Recover Amounts Owing on Overpayment to Former City Employee, such report to be considered in-camera having regard that the subject matter relates to personal matters about an identifiable individual.

On motion by Councillor Miller, the Administration Committee recommended to Council the adoption of the confidential recommendations of the Administration Committee contained in the confidential communication (April 29, 2003) from the City Clerk regarding Legal Proceedings to Recover Amounts Owing on Overpayment to Former City Employee, 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 relates to litigation matters.

(City Council; City Solicitor – April 29, 2003)

**(Clause No. 17, Report No. 4)**

**4.22 2003 First Quarterly Report on Sales (All Wards)**

The Administration Committee had before it a report (March 31, 2003) from the Commissioner of Corporate Services providing the 2003 First Quarterly Report on the Sale of properties in the City portfolio; and recommending that this report be received for information.

On motion by Councillor Soknacki, the Administration Committee:

- (1) received the foregoing report; and
- (2) requested the Commissioner of Corporate Services to modify the quarterly report on sales to include the number, value and type of properties purchased during the quarter; that the information be presented as concisely as possible, by ward; and in future the report be entitled “Quarterly Report on Property Sales and Purchases”.

(Commissioner of Corporate Services; Director of Real Estate Services – April 29, 2003)

**(Clause No. 22(i), Report No. 4)**

**4.23 351 Birchmount Road, Old Scarborough Fire Station No. 1  
(Ward 36 - Scarborough Southwest)**

The Administration Committee had before it a report (April 17, 2003) from the Commissioner of Corporate Services recommending that:

- (1) the property known municipally as 351 Birchmount Road be retained by the City;
- (2) the jurisdiction of the property remain with Fire Services of Works and Emergency Services;
- (3) the maintenance of the facility will remain with Facilities and Real Estate Division of Corporate Services and Fire Services will be charged back under Account No. FR0017; and
- (4) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

On motion by Councillor Ashton, the Administration Committee recommended to Council the adoption of the foregoing report (April 17, 2003) from the Commissioner of Corporate Services; and further that the Ward Councillor be requested to meet with the Fire Chief and officials in the Cultural Affairs Division of the Economic Development, Culture and Tourism Department, to discuss the future uses of the building.

**(Clause No. 15, Report No. 4)**

**4.24 Declaration as Surplus - Closed Part of French Avenue  
Between Kitchener and Poplar Roads  
(Ward 43 - Scarborough East)**

The Administration Committee had before it a report (April 15, 2003) from the Commissioner of Corporate Services recommending that:

- (1) the closed Part of French Avenue between Kitchener and Poplar Roads, being Part of French Avenue on Plan 2042, designated as Parts 1 and 2 on Reference Plan 64R-15377 and shown as Parts 1 to 4 on Sketch No. PS-2003-058, (the "Property"), be declared surplus to municipal requirements and Parts 3 and 4 on the said sketch be listed for sale on the open market;
- (2) the Commissioner of Corporate Services be authorized to invite an offer to purchase Part 1 on the said sketch from the owner of 111 Poplar Road, and if in the opinion of staff, a recommendable offer is not received, then Part 1, be listed for sale on the open market together with Part 3 on the said sketch;
- (3) the Commissioner of Corporate Services be authorized to invite an offer to purchase Part 2 on the said sketch from the owner of 82 Kitchener Road, and if in the opinion of staff, a recommendable offer is not received, then Part 2 be listed for sale on the open market together with Part 4 on the said sketch;
- (4) all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (5) 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 (April 15, 2003) from the Commissioner of Corporate Services.

**(Clause No. 9, Report No. 4)**

**4.25 Alexandra Park Co-operative – Ground Lease Amendments  
(Ward 20 – Trinity-Spadina)**

The Administration Committee had before it a report (April 16, 2003) from the Commissioner of Corporate Services recommending that:

- (1) the lease with Alexandra Park Co-operative be amended 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.

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the foregoing report (April 16, 2003) from the Commissioner of Corporate Services.

The following Motion was voted on and **lost**:

Moved by Councillor Ford:

That the Administration Committee recommend to Council that the aforementioned report be received.

**(Clause No. 12, Report No. 4)**

**4.26 Amendment to “Appendix B – Status of Allocated Sites”  
Review of the Housing First Policy (Ward 9 - York Centre)**

The Administration Committee had before it a report (April 28, 2003) from the Commissioner of Corporate Services responding to the communication (January 9, 2003) from Councillor Augimeri referred by the Administration Committee to the Commissioner of Corporate Services for a report; advising that there are no financial implications arising from this report; and recommending that “Appendix B – Status of Allocated Sites” of the report (January 6, 2003) from the Commissioner of Community and Neighbourhood Services and the Commissioner of Corporate Services entitled “Review of the Housing First Policy” relative to 1900 Sheppard Avenue West be amended to update the status, as outlined in the revised portion of Appendix B attached.

Councillor Maria Augimeri, York Centre, appeared before the Administration Committee in connection with the foregoing matter.

On motion by Councillor Soknacki, the Administration Committee recommended to Council that the foregoing report (April 28, 2003) from the Commissioner of Corporate Services be received; and considered by Council at its meeting scheduled to be held on May 21, 2003, together with Clause No. 1a of Report No. 3 of The Administration Committee entitled “Review of the Housing First Policy (All Wards).

(City Council; Commissioner of Community and Neighbourhood Services; Commissioner of Corporate Services – April 29, 2003)

**(Clause No. 22(j), Report No. 4)**

**4.27 Sale of a Portion of the Kenaston Gardens  
Road Allowance and Exchange of Certain  
Lands for Future Public Highway Purposes  
(Ward 9 – Willowdale)**

The Administration Committee had before it a report (April 23, 2003) from the Commissioner of Corporate Services recommending that:

- (1) authority be granted for the City to enter into a Land Exchange Agreement with Daniels Kenaston Corporation (“Daniels”) for a portion of the Kenaston Gardens road allowance (the “City Lands”) described as Part 9 on the attached Reference Plan (the “Plan”) dated January 23, 2003 having a total site area of 2,447.1 m<sup>2</sup> (26,341.23 ft<sup>2</sup>) in exchange for Part 1 of the Plan (the “New Highway Lands”), having a total site area of 1,143.8 m<sup>2</sup> (12,312.16 ft<sup>2</sup>) plus the amount of \$1,608,000.00 for the balance of the City Lands being approximately 1,303.3 m<sup>2</sup> (14,029.07 ft<sup>2</sup>) on the terms as outlined in the body of this report;
- (2) the City Solicitor be authorized to complete the transaction on behalf of the City, including payment of any necessary expenses; and
- (3) the appropriate City officials be authorized and directed to take necessary action to give effect thereto.

On motion by Councillor Ashton, the Administration Committee recommended to Council the adoption of the foregoing report (April 23, 2003) from the Commissioner of Corporate Services.

**(Clause No. 10, Report No. 4)**

**4.28 Remittance of Provincial Offences Fine Revenue to GO Transit**

The Administration Committee had before it a report (April 9, 2003) from the Commissioner of Corporate Services advising the Committee that the Province has directed Municipalities who receive GO Transit Provincial Offences charges to remit fine revenue received on these charges to GO Transit; that the direction of the Province, made at the request of GO Transit, will result in an estimated annual revenue reduction of \$300,000.00 commencing April 1, 2003; that as a result, the City will remit revenues received in accordance with this direction; that City staff will meet with GO staff in relation to this matter and will report back accordingly; that staff will also report on Provincial initiatives that result in any further reductions in revenue retained by the City as processed by Court Services; and recommending that this report be received for information.

The Administration Committee:

- (1) received the foregoing report; and
- (2) requested the Commissioner of Corporate Services (Director of Court Services) to submit a report to the Administration Committee:
  - (i) on the budget implications for Court Services after negotiations have been concluded with respect to reimbursement for costs associated with GO Transit fines, such report to include a service agreement between GO Transit and City Court Services; and
  - (ii) prior to the remission of funds, report on the status of discussions with GO Transit:

(Commissioner of Corporate Services; Director of Court Services – April 29, 2003)

**(Clause No. 22(k), Report No. 4)**

**4.29 Request for Quotation No. 6718-02-3436 for the Supply of all Labour, Materials, Equipment and Supervision to Perform Elevator Maintenance at Various Corporate Facilities in City of Toronto for the Years 2003 Through 2008**

The Administration Committee had before it a joint report (April 22, 2003) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer advising the Committee on the results of the Request for Quotation No. 6718-02-3436 issued for maintenance services on escalators and elevating devices at thirty-four (34) City of Toronto locations, and to request authority to award maintenance contracts to the recommended bidders in accordance with specifications as required by Corporate Services Department, Facilities and Real Estate Division; and recommending that:

- (1) the contract award for 33 locations be split between three companies. The bids from these companies are in accordance with specifications as required by Corporate Services Department, Facilities and Real Estate Division and are the lowest bidder for each location as follows:



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Company	Number of Locations	Number of Elevating Devices	Contract Amounts Including Taxes and All Other charges.
Otis Canada Inc.	23	59	\$ 866,781.32
Schindler Elevator Corp.	3	6	\$ 77,425.20
Kone Inc.	7	15	\$ 122,711.88
Totals	33	80	\$1,066,918.40

- (2) the term of each elevator and escalator maintenance agreement will commence when the existing contracts expire and each contract will terminate on March 31, 2008, to bring all maintenance agreements to a common expiry date. The total amount of all contracts is \$1,066,918.40, including all taxes and all other charges. Maintenance agreements will contain a clause permitting a yearly adjustment of the Agreement Price as described in the Financial Implications and Impact Statements paragraphs 2(a) and 2(b) above; and
- (3) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

On motion by Councillor Nunziata, the Administration Committee recommended to Council the adoption of the foregoing joint report (April 22, 2003) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer subject to funds being available in subsequent years.

**(Clause No. 18, Report No. 4)**

**4.30 Outside Counsel - Motel Strip Expropriation Proceedings - Gadzala Properties (Ward 6 - Lakeshore/Queensway)**

The Administration Committee had before it a joint confidential report (April 17, 2003) from the City Solicitor and the Commissioner of Corporate Services respecting Outside Counsel - Motel Strip Expropriation Proceedings - Gadzala Properties, such report to be considered in-camera having regard that the subject relates to litigation matters affecting the municipality.

On motion by Councillor Soknacki, the Administration Committee recommended to the Policy and Finance Committee and Council, the adoption of the joint confidential report (April 17, 2003) from the City Solicitor and the Commissioner of Corporate Services, regarding Outside Counsel – Motel Strip Expropriation Proceedings –

Gadzala Properties (Ward 2 – Lakeshore Queensway), 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 litigation affecting the municipality.

(Policy and Finance Committee; Commissioner of Corporate Services; City Solicitor – April 29, 2003)

**(Clause No. 22(l), Report No. 4)**

**4.31 Grant of Easement to the Owners of 5306 to 5314 and 5318 Yonge Street Over Portions of 25 Canterbury Place (Ward 23 – Willowdale)**

The Administration Committee had before it a report (April 24, 2003) from the Commissioner of Corporate Services, recommending that:

- (1) authority be granted to convey easements over the Parts outlined on the attached sketch, on the terms outlined herein and otherwise in a form satisfactory to the City Solicitor, as follows:
  - (a) Part A to 5318 Yonge Street;
  - (b) Parts A and B to 5312 and 5314 Yonge Street; and
  - (c) Part C to 5306, 5308 and 5310 Yonge Street;
- (2) the City Solicitor be authorized to complete the transaction on behalf of the City, including payment of the necessary expenses; and
- (3) 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 (April 24, 2003) from the Commissioner of Corporate Services.

**(Clause No. 16, Report No. 4)**

**4.32 Sale of City-Owned Surplus Land  
at 20 Gothic Avenue  
(Ward 13 – Parkdale-High Park)**

The Administration Committee had before it a report (April 23, 2003) from the Commissioner of Corporate Services recommending that:

- (1) authority be granted to enter into and execute the agreement as described in the body of this report among York Condominium Corporation No. 323 and York Condominium Corporation No. 435, Quebex Development Corporation and the City (the “Agreement”);
- (2) the Agreement include acceptance by the City of the Offer to Purchase the City-owned property located at 20 Gothic Avenue, shown as Parcels 3, 4 and 5 on Appendix 1, from Quebex Development Corporation subject to the reservation of such rights and interests, including a stratified severance of the property, in favour of the City as may be necessary for the operation, maintenance, repair, replacement and protection of existing transit facilities and easements, as determined by the TTC, and all other municipal utilities located therein;
- (3) the City be authorized to accept the Surrender of Lease with respect to Parcel 4 and 5 on Appendix 1 by York Condominium Corporation No. 323 and York Condominium Corporation No. 435 as a condition or term of the Agreement;
- (4) authority be granted to enter into and execute any other agreements or documents necessary, subject to the approval of the Commissioner of Corporate Services or the Director of Real Estate Services and provided in a form acceptable to the City Solicitor, to implement the Agreement and related matters arising therefrom, including making or consenting to an application for any necessary amendment to the City’s Official Plan, and to complete the transaction(s) on behalf of the City, including payment of any necessary expenses and closing costs as she considers reasonable;
- (5) the Commissioner of Corporate Services, in consultation with the Chief Financial Officer and Treasurer, be authorized to finalize a contribution amount to the TTC from the net proceeds of sale as compensation for its capital and/or incremental operating costs directly resulting from the transaction(s), such amount to be finalized prior to the issuance of a building permit for the development; and
- (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Councillor David Miller declared his interest in the foregoing matter in that he lives in close proximity to the property in question.)

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the foregoing report (April 23, 2003) from the Commissioner of Corporate Services.

**(Clause No. 11, Report No. 4)**

**4.33 Leave to Appeal to Supreme Court of Canada  
from Court Order Prohibiting City Charging its  
Administrative Costs to Metropolitan Toronto Pension Plan**

The Administration Committee had before it a confidential report (April 22, 2003) from the City Solicitor, regarding Leave to Appeal to Supreme Court of Canada from Court Order prohibiting City Charging its Administrative Costs to Metropolitan Toronto Pension Plan, such report to be considered in-camera having regard that the subject matter relates to litigation affecting the municipality.

On motion by Councillor Soknacki, the Administration Committee recommended to Council the adoption of the confidential report (April 22, 2003) from the City Solicitor regarding Leave to Appeal to Supreme Court of Canada from Court Order prohibiting City Charging its Administrative Costs to Metropolitan Toronto Pension Plan, 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 litigation affecting the municipality.

**(Clause No. 19, Report No. 4)**

**4.34 Incentive to Combat SARS Crisis**

On motion by Councillor Miller, the Administration Committee requested the SARS Advisory Task Force to the Mayor, as part of the Tourism Promotion Initiative, to give consideration to requesting the Toronto Police Services to direct its Parking Enforcement Officers to use their discretion to cease enforcing parking regulations in the vicinity of tourist destinations for designated weeks and/or weekends.

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(SARS Advisory Task Force to the Mayor – April 29,  
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**(Clause No. 22(m), Report No. 4)**

The Administration Committee adjourned its meeting at 4:25 p.m.

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Chair.