

**MINUTES OF THE COUNCIL  
OF THE  
CITY OF TORONTO**

**MONDAY, JULY 16, 2007,  
TUESDAY, JULY 17, 2007,  
WEDNESDAY, JULY 18, 2007 AND  
THURSDAY, JULY 19, 2007**

**CALL TO ORDER - 9:42 a.m.**

- 11.1 Speaker Bussin took the Chair and called the Members to order.

The meeting opened with *O Canada*.

11.2 **MOMENT OF SILENCE (Condolence Motions)**

Members of Council observed a moment of silence and remembered the following persons who passed away:

Edwin "Honest Ed" Mirvish  
Dina Ootes  
Bluma Appel

11.3 **CONFIRMATION OF MINUTES**

Councillor Del Grande moved that the Council Minutes for the regular meeting held on June 19, 20 and 22, 2007 be confirmed in the form supplied to the Members, which carried.

11.4 **INTRODUCTION OF REPORTS BY COMMITTEE CHAIRS AND  
INTRODUCTION OF NEW BUSINESS ITEMS**

Speaker Bussin advised that Council on June 19, 20 and 22, 2007, had directed that the following item be deferred for consideration at this meeting:

EY4.41 - 148-156 Rowntree Mill Road – Zoning and Plan of Subdivision Applications (March 13, 2007) (Ward: 7)

Mayor Miller presented the Report from Meeting 10 of the Executive Committee for consideration.

Councillor Holyday presented the Report from Meeting 3 of the Audit Committee for consideration.

Councillor Filion presented the Report from Meeting 6 of the Board of Health for consideration.

Councillor Mihevc presented the Report from Meeting 7 of the Community Development and Recreation Committee for consideration.

Councillor Rae presented the Report from Meeting 6 of the Economic Development Committee for consideration.

Councillor Lindsay Luby presented the Report from Meeting 6 of the Government Management Committee for consideration.

Councillor Moscoe presented the Report from Meeting 6 of the Licensing and Standards Committee for consideration.

Councillor Fletcher presented the Report from Meeting 6 of the Parks and Environment Committee for consideration.

Councillor Ashton presented the Report from Meeting 6 of the Planning and Growth Management Committee for consideration.

Councillor De Baeremaeker presented the Report from Meeting 7 of the Public Works and Infrastructure Committee for consideration.

Deputy Mayor Pantalone presented the Report from Meeting 5 of the Striking Committee for consideration.

Councillor Nunziata presented the Report from Meeting 7 of the Etobicoke York Community Council for consideration.

Councillor Perruzza presented the Report from Meeting 7 of the North York Community Council for consideration.

Councillor Kelly presented the Report from Meeting 7 of the Scarborough Community Council for consideration.

Councillor Davis presented the Report from Meeting 7 of the Toronto and East York Community Council for consideration.

Councillor Carroll presented the New Business from the Mayor and City Officials and Business Previously Requested for consideration.

*Vote:*

The vote on the Introduction of the Committee Reports and New Business Items carried.

## 11.5 **DECLARATIONS OF INTEREST**

Councillor Heaps declared an interest in Motion without Notice M105, headed “To Establish a Mechanism for the Reimbursement of Legitimate Expenses Incurred by Candidates in Connection with Requests for a Compliance Audit into Election Related Campaign Finances”, in that he has been the subject of a compliance audit.

Councillor Mammoliti declared an interest in Motion without Notice M105, headed “To Establish a Mechanism for the Reimbursement of Legitimate Expenses Incurred by Candidates in Connection with Requests for a Compliance Audit into Election Related Campaign Finances”, in that he has been the subject of a compliance audit.

Mayor Miller declared an interest in Motion without Notice M105, headed “To Establish a Mechanism for the Reimbursement of Legitimate Expenses Incurred by Candidates in Connection with Requests for a Compliance Audit into Election Related Campaign Finances”, in that he has been the subject of a compliance audit.

Councillor Moscoe declared an interest in the following Items, in that his daughter is a part-time child-care worker employed by the Children Services Division:

- Executive Committee Item EX10.29, headed “2007 Best Start Update to Child Care Service Plan and Report Back on Income Testing”; and
- Executive Committee Item EX10.30, headed “Interest-Free Loan for Thorncliffe Park Day Care”.

Councillor Perruzza declared an interest in Etobicoke York Community Council Item EY4.41, headed “148-156 Rowntree Mill Road – Zoning and Plan of Subdivision Applications (March 13, 2007)”, in that his parents own a house on the subject street.

Councillor Saundercook declared an interest in Government Management Committee Item GM6.4, headed “Amendment to Licence Agreement with First Service Tennis Management Inc.”, in that his wife is a member of the subject tennis club.

Councillor Walker declared an interest in Item CC11.4, headed “Court Applications by Toronto Port Authority and Porter Airlines Inc.”, in that his daughter is an employee of the Toronto Port Authority.

## 11.6 PETITIONS

### July 16, 2007

Speaker Bussin in the Chair.

1. The following Members of Council submitted petitions for consideration with Item EX10.1, headed “New Taxation Measures - City of Toronto Act, 2006”:
  - Councillor Del Grande, containing the signatures of approximately 7,500 individuals regarding the new taxation measures;
  - Councillor Minnan-Wong, containing the signatures of approximately 1,826 individuals regarding the new taxation measures;
  - Councillor Thompson, containing the signatures of approximately 2,000 individuals regarding the new taxation measures; and
  - Councillor Walker, containing the signatures of approximately 4,800 individuals regarding the new taxation measures.
2. Councillor Fletcher submitted a petition containing the names of approximately 372 individuals regarding the proposed Big Box development at 629 Eastern Avenue, for consideration with Item TE7.10, headed “Request for Direction Report - Official Plan and Zoning Amendment Application - 629, 633 and 675 Eastern Avenue”.
3. Councillor Palacio submitted a petition containing the signatures of approximately 148 individuals regarding the traffic regulations for the St. Clair Avenue West and Dufferin Street intersection, for consideration with Item EY7.38, headed “St. Clair Avenue West between Westmount Avenue and McRoberts Avenue - Transit Improvement Project”.
4. Councillor Lee submitted a petition containing the signatures of approximately 711 individuals regarding the building of additional space at the Milliken Park Recreation Centre, for consideration with Notice of Motion M84, headed “5789-5951 Steeles Avenue East (Landmark) - Section 37 Agreement”.

The above petitions were received for information.

**July 17, 2007**

Speaker Bussin in the Chair.

1. Councillor Ford submitted petition containing the signatures of approximately 2,364 individuals regarding the proposed entertainment complex at the Woodbine Racetrack, for consideration with Item EY7.17, headed “555 Rexdale Boulevard - Official Plan, Zoning and Subdivision Applications - Final Report”.

The above petition was received for information.

11.7 **REVIEW OF THE ORDER PAPER**

**July 16, 2007**

Speaker Bussin in the Chair.

*Procedural Motions:*

Speaker Bussin proposed that Council confirm the July 16, 2007 Order Paper.

1. Councillor Mammoliti moved that Council deem the following Items to be urgent Items, and consider them at 9:30 a.m. on July 18, 2007:
  - EX10.31, headed “Affordable Housing Funding Allocations for 2007-2008”;
  - EX10.33, headed “Affordable Housing – Lease of City-Owned Site and Incentives to TCHC for 60 Richmond Street East”; and
  - EX10.35, headed “Habitat for Humanity Request for Fee Forgiveness – 4200 Kingston Road”.
2. Councillor Palacio moved that Council deem Item EY7.38, headed “St. Clair Avenue West between Westmount Avenue and McRoberts Avenue - Transit Improvement Project”, to be an urgent Item, and consider it at 2:30 p.m. on July 18, 2007.
3. Councillor Holyday moved that the vote on Item EX10.1, headed “New Taxation Measures - City of Toronto Act, 2006”, be taken before 7:00 p.m. on July 16, 2007, or held until 10:00 a.m. on July 17, 2007.
4. Councillor Shiner moved that:
  - i. Council continue in session on July 16, 2007, past 9:00 p.m. in order to complete Item EX10.1; and

- ii. if Council's consideration of Item EX10.1 is not completed by 7:00 p.m., that Council make a determination at that time as to what time the vote should take place.

*Permission to Withdraw Motion:*

Councillor Holyday, with the permission of Council, withdrew his motion 3 in favour of motion 4 by Councillor Shiner.

5. Councillor Lindsay Luby moved that Item EX10.7, headed "Casa Loma Operations and Governance", be considered at 11:00 a.m. on July 18, 2007.

*Procedural Votes:*

Motion 1 by Councillor Mammoliti carried.

Motion 2 by Councillor Palacio carried.

Adoption of Part 1 of motion 4 by Councillor Shiner:

Yes - 34	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Carroll, Cho, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan
No - 9	
Councillors:	Bussin, Davis, Del Grande, Filion, Jenkins, Kelly, Lee, Perruzza, Walker

Carried by a majority of 25.

Adoption of Part 2 of motion 4 by Councillor Shiner:

Yes - 20 Councillors:	Carroll, Del Grande, Feldman, Filion, Ford, Grimes, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker
No - 23 Mayor: Councillors:	Miller Ainslie, Ashton, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 3.

Motion 5 by Councillor Lindsay Luby carried.

Council adopted the July 16, 2007 Order Paper, as amended, and all other Items not held on consent.

**July 17, 2007**

Speaker Bussin in the Chair.

*Procedural Motion:*

Speaker Bussin proposed that Council confirm the July 17, 2007 Order Paper.

1. Councillor Saundercook moved that Item CC11.3, headed "586 Annette Street: Ontario Municipal Board Matter", be considered at 6:00 p.m. on July 18, 2007.

*Procedural Votes:*

Motion 1 by Councillor Saundercook carried.

Council adopted the July 17, 2007 Order Paper, as amended.

**July 18, 2007**

Speaker Bussin in the Chair.

*Procedural Motion:*

Speaker Bussin proposed that Council confirm the July 18, 2007 Order Paper.

*Vote to Confirm the Order Paper:*

Council adopted the July 18, 2007 Order Paper.

**11.8 CONSIDERATION OF DEFERRED ITEM**

Under Section 27-70 of Council’s Procedures, a Committee’s recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Etobicoke York Community Council Meeting 4

Held for consideration    EY4.41    148-156 Rowntree Mill Road – Zoning and Plan of  
Minute 11.9    Subdivision Applications (March 13, 2007) (Ward: 7)

**11.9 148-156 Rowntree Mill Road – Zoning and Plan of Subdivision Applications (March 13, 2007)**

<b>EY4.41</b>	DEFERRED		Transactional	Ward: 7
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**July 17, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Mammoliti moved that the Item be deferred to the October 22, 2007 meeting of City Council.

*Vote on Deferral:*

Yes - 22	Councillors: Augimeri, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Ford, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Saundercook
No - 7	Councillors: Davis, Feldman, McConnell, Milczyn, Parker, Rae, Walker

Carried by a majority of 15.



### **City Council Decision**

City Council deferred consideration of this Item to the October 22, 2007 meeting of City Council.

### **Background Information**

March 13, 2007 report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-2074.pdf>

Council also considered the following:

- Report (July 11, 2007) from the Chief Planner and Executive Director, City Planning. ([EY4.41a](#))

### **Declared Interest (City Council)**

Councillor Perruzza - in that his parents own a house on the subject street.

## **CONSIDERATION OF REPORTS**

### **11.10 EXECUTIVE COMMITTEE MEETING 10**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Held for consideration Minute 11.11	EX10.1	New Taxation Measures - City of Toronto Act, 2006 (Ward: All)
Held for consideration Minute 11.12	EX10.2	Enhancing Toronto's Business Climate - Update (Ward: All)
Held for consideration Minute 11.13	EX10.3	Climate Change, Clean Air and Sustainable Energy Action Plan: Moving from Framework to Action (Ward: All)
Held for consideration Minute 11.14	EX10.5	Hummingbird Centre Redevelopment – Commercial Component Lease (Ward: All)
Held for consideration Minute 11.15	EX10.6	Proposed Renaming Rights of The Hummingbird Centre (Ward: 28)
Held for consideration Minute 11.16	EX10.7	Casa Loma Operations and Governance (Ward: 21, 22)

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Adopted by consent July 17, 2007 Reconsidered and held for consideration Minute 11.17	EX10.8	Streamlining Waterfront Revitalization in East Bayfront (Ward: All)
Adopted by consent	EX10.9	Toronto Waterfront Revitalization Initiative Five-Year Business Plan / Ten-Year Forecast (2007 – 2016) (Ward: All)
Held for consideration Minute 11.18	EX10.10	Establishing the Toronto Ombudsperson (Ward: All)
Held for consideration Minute 11.19	EX10.11	Toronto Symphony Orchestra Line of Credit Guarantee (Ward: All)
Held for consideration Minute 11.20	EX10.12	Toronto Hydro Corporation - 2006 Annual General Meeting and Annual Audited Financial Statements (Ward: All)
Adopted by consent	EX10.13	Toronto Atmospheric Fund Statement of Investment Objectives and Principles - 2007 (Ward: All)
Adopted by consent	EX10.15	Complaint pursuant to Section 20 of the Development Charges Act, 1997 – 2454 Bayview Avenue (Ward: All)
Held for consideration Minute 11.21	EX10.16	Coca-Cola Bottling Ltd. Sponsorship Agreement (Ward: 19)
Held for consideration Minute 11.22	EX10.18	Toronto Police Service: Renewal of the Community Policing Partnership Program Grant Agreement (Ward: All)
Adopted by consent	EX10.19	Toronto Zoo Dinosaurs Alive! Exhibit - Admission Fee Increase (Ward: All)
Held for consideration Minute 11.23	EX10.20	Toronto Water Capital Budget: 2006 Carry-Forward Funding and 2007 Cashflow Reallocations (Ward: All)
Adopted by consent	EX10.21	Fire Alarm Upgrades Ordered at Holly Street Garage (Ward: 22)
Adopted by consent	EX10.22	Transportation Services - 2007 Cashflow Reallocations and Deferrals (Ward: All)
Adopted by consent	EX10.23	Toronto Zoo 2007 Capital Budget – Tundra Project (Ward: All)

Adopted by consent	EX10.24	Pilot Testing the New Air Quality Health Index in Toronto (Ward: All)
Adopted by consent	EX10.25	Provincial Funding for InSPOT Toronto (Ward: All)
Held for consideration Minute 11.24	EX10.26	2006 Final Year-End Capital Variance Report (Ward: All)
Held for consideration Minute 11.25	EX10.27	2006 Final Year-End Operating Variance Report (Ward: All)
Held for consideration Minute 11.26	EX10.28	Cliffcrest Branch Relocation – New Capital Project
Adopted by consent	EX10.29	2007 Best Start Update to Child Care Service Plan and Report Back on Income Testing (Ward: All)
Held for consideration Minute 11.27	EX10.30	Interest-Free Loan for Thorncliffe Park Day Care (Ward: 26)
Held for consideration Minute 11.28	EX10.31	Affordable Housing Funding Allocations for 2007-2008 (Ward: All)
Adopted by consent	EX10.32	Waterfront Affordable Housing – Funding Approval for TCHC North River Square/McCord Project, West Don Lands (Ward: 28)
Held for consideration Minute 11.29	EX10.33	Affordable Housing – Lease of City-Owned Site and Incentives to TCHC for 60 Richmond Street East (Ward: 28)
Held for consideration Minute 11.30	EX10.34	Affordable Housing Office – Railway Lands Development (Ward: 20)
Held for consideration Minute 11.31	EX10.35	Habitat for Humanity Request for Fee Forgiveness – 4200 Kingston Road (Ward: 43)
Adopted by consent	EX10.36	Lawrence Heights Revitalization – Initiate Preliminary Planning (Ward: 15)
Held for consideration Minute 11.32	EX10.40	Office of the Lobbyist Registrar (Ward: All)
Held for consideration Minute 11.33	EX10.41	AOCC Settlement of Operating Results for Year 2005 and Compensation Review (Ward: All)
Held for consideration Minute 11.34	EX10.42	Transportation Services - Additional 2007 Cashflow Reallocations and Deferrals (Ward: All)

Held for consideration Minute 11.35	EX10.43	Re-Construction of a Retaining Wall – Turner Road Flankage of Premises No. 29 Hillcrest Drive (Ward: 21)
Held for consideration Minute 11.36	EX10.44	Service Increases to Respond to Unanticipated Ridership Growth
Held for consideration Minute 11.37	EX10.45	Procurement Authorization Geotechnical Engineering Consultant Services Steeles West Station Contract A85-68

### Consideration of Items - Executive Committee Meeting 10

#### 11.11 New Taxation Measures - City of Toronto Act, 2006

EX10.1	DEFERRED			Ward: All
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#### July 16, 2007

Speaker Bussin in the Chair.

#### *Motions:*

1. Mayor Miller moved that the Item be amended by adding the following:
  - a. The Deputy City Manager and Chief Financial Officer be directed to:
    1. develop a land transfer tax rebate of up to \$2,000.00 for all first time home buyers similar to the current provincial rebate with the exception that the rebate apply to both newly constructed and existing homes;
    2. develop a land transfer tax rebate for transfers of land to be used for City sponsored affordable housing projects; and
    3. develop a land transfer tax rebate to all home buyers, in the amount of up to \$2,000.00, on the condition that the purchaser demonstrate to the satisfaction of the City Solicitor that the purchaser and vendor entered into a purchase and sale agreement for the property prior to July 18, 2007.
  - b. Council adopt the following staff recommendations contained in the report (July 12, 2007) from the City Manager and the Deputy City Manager and Chief Financial Officer:

1. the following principles be used to determine the allocation of a new land transfer tax and vehicle ownership tax:
    - i. should not be used to fund provincial cost shared legislated programs;
    - ii. should be used to maintain core municipal services;
    - iii. should be used to provide enhanced municipal services through city-building initiatives;
    - iv. should be used to bridge the 2008 budget shortfall, depending upon the Province of Ontario acting on the upload of social services and other fiscal sustainability measures, including continued transit operating partnership funding.
  2. Land transfer tax proceeds be dedicated for the purposes of expenditures on core municipal services in Toronto, including transit, roads, parks and recreation, culture and climate change initiatives.
  3. Vehicle ownership tax proceeds be dedicated for the purposes of funding transportation initiatives, and to reduce the backlog of roads capital needs by increasing capital-from-current funding (from operating) to meet service demands and minimize debt financing.
  4. The Deputy City Manager and Chief Financial Officer report annually in conjunction with the City operating budget process on the specific allocations of revenues from each tax for that budget year.
  5. The appropriate officials be authorized and directed to take necessary actions to give effect thereto.
2. Councillor Hall moved that:
- a. the Item be deferred to the October 22, 2007 meeting of City Council, to provide the opportunity for the City of Toronto and the Toronto Board of Trade to lobby the Provincial government and all Provincial political parties, prior to the upcoming election, for a timely commitment on the uploading of Provincial social services currently funded by the City of Toronto.
  - b. the Item be amended by adding the following:
    1. Council request the Province of Ontario to remit the revenues

generated from Land Transfer Taxes within the borders of the City of Toronto back to Toronto except for those expenses related to administration and property registration.

2. The Premier of Ontario be requested to respond back to the City of Toronto by September 30, 2007.

- c. the Item be amended by adding the following:

The City of Toronto Personal Vehicle Ownership Tax go into effect when agreements for administration collection and enforcement are negotiated with the Province and other relevant parties.

- d. the Item be amended by adding the following:

Dedicated funding from the implementation of Revenue Tools go into a fund for necessary land acquisitions and construction of facilities to house and maintain the street cars required for Light Rapid Rail expansion.

- e. the Item be amended by adding the following:

As a result of the \$350 million projected revenue from the proposed Revenue Tools, that \$10.12 million be added to Urban Forestry in the upcoming 2008 budget process, the amount to be split between tree canopy enhancement and maintenance issues:

1. \$6 million to maintenance operations so that the City's annual servicing backlog can be cleared up to protect the existing tree canopy and reduce wait times for our residents; and
2. \$4.12 million be spent on enhancing our tree canopy through planting 10,000 trees per year.

3. Councillor Holyday moved that motion 2a by Councillor Hall be amended to provide that before the Item comes back to City Council, the City conduct public meetings, including a meeting of the Committee of the Whole, in order to hear from the public.
4. Councillor Del Grande moved that motion 2a by Councillor Hall be amended by deleting the date "October 22, 2007" and replacing it with the date "December 12, 2007", so that it now reads as follows:

That the Item be deferred to the December 12, 2007 meeting of City Council, to provide the opportunity for the City of Toronto and the Toronto Board of Trade to lobby the Provincial government and all Provincial political parties, prior to the

upcoming election, for a timely commitment on the uploading of Provincial social services currently funded by the City of Toronto.

- Councillor Walker moved that motion 2a by Councillor Hall be amended to provide that this Item be deferred until the City puts a question to the electorate on whether a Land Transfer Tax and the Vehicle Registration Tax is supported by the residents of Toronto, and that the question be put to the electorate as soon as possible.

*Procedural Motion to Extend the Session:*

Councillor Mihevc, at 6:29 p.m., moved that Council continue in session to hear the remaining speakers and to take the vote on Councillor Hall's deferral motion 2a, prior to recessing for the dinner break, which carried, two-thirds of Members present having voted in the affirmative.

*Votes on Deferral:*

Adoption of motion 4 by Councillor Del Grande:

Yes - 10	
Councillors:	Del Grande, Ford, Grimes, Holyday, Jenkins, Lee, Nunziata, Ootes, Palacio, Walker
No - 35	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan

Lost by a majority of 25.

Adoption of motion 5 by Councillor Walker:

Yes - 16	
Councillors:	Del Grande, Feldman, Ford, Grimes, Holyday, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Shiner, Stintz, Thompson, Walker
No - 29	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher,

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Giambrone, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan
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Lost by a majority of 13.

Adoption of motion 3 by Councillor Holyday:

Yes - 21	
Councillors:	Ashton, Del Grande, Feldman, Ford, Grimes, Hall, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker
No - 24	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 3.

Adoption of motion 2a by Councillor Hall, without amendment:

Yes - 23	
Councillors:	Ashton, Augimeri, Del Grande, Feldman, Ford, Grimes, Hall, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Parker, Perruzza, Saundercook, Shiner, Stintz, Thompson, Walker
No - 22	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Pantalone, Perks, Rae, Vaughan

Carried by a majority of 1.

Due to the above decision of Council, motion 1 by Mayor Miller, and motions 2b, 2c, 2d and 2e by Councillor Hall were not put to a vote.

### City Council Decision



City Council deferred consideration of this Item to the October 22, 2007 meeting of City Council, to provide the opportunity for the City of Toronto and the Toronto Board of Trade to lobby the Provincial government and all Provincial political parties, prior to the upcoming election, for a timely commitment on the uploading of Provincial social services currently funded by the City of Toronto.

### **Background Information**

New Taxation Measures - City of Toronto Act, 2006

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5118.pdf>

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Council also considered the following:

- Report (July 12, 2007) from the City Manager and the Deputy City Manager and Chief Financial Officer. ([EX10.1a](#))
- Presentation to Council on July 16, 2007, entitled “New Taxation Measures - City of Toronto Act”, submitted by the Deputy City Manager and Chief Financial Officer. ([EX10.1b](#))
- (July 2007) Seven Backgrounders on City of Toronto Efficiencies for Property Taxes, Contracted Services, Service Efficiencies and Innovation, Staffing and Benchmarking, User Fees, Award Winning Service and Innovation and Public-Private Partnerships and one Questions and Answers document submitted by the City Manager. (EX10.1c)

Communications:

- (June 30, 2007) from Anne Zepf. (EX10.1.10)
- (July 3, 2007) from Roland Vander Straeten. (EX10.1.11)
- (June 27, 2007) from David White. (EX10.1.12)
- (June 27, 2007) from Kelly O’Neill. (EX10.1.13)
- (July 6, 2007) from Susan Billes. (EX10.1.14)
- (July 9, 2007) from Daniel Dugas. (EX10.1.15)
- (July 6, 2007) from Syd Girling, Manager of Strategic Issues and Research, Ontario Restaurant Hotel and Motel Association. (EX10.1.16)
- (July 9, 2007) from James F. Hamilton, Manager of Mediation Services, Used Car Dealers Association of Ontario. (EX10.1.17)
- (July 9, 2007) from Geoffrey Kent. (EX10.1.18)
- (July 9, 2007) from Frank KP Chow. (EX10.1.19)
- (July 9, 2007) from Chris Reynolds. (EX10.1.20)
- (July 9, 2007) from Richard Booth. (EX10.1.21)
- (July 5, 2007) from Patricia Jackson-Martin. (EX10.1.22)
- (July 9, 2007) from John Knotek. (EX10.1.23)
- (July 9, 2007) from Trevor Jones. (EX10.1.24)
- (July 10, 2007) from A. Moore. (EX10.1.25)

- (July 10, 2007) from T.A. Bryk. (EX10.1.26)
- (July 10, 2007) from Haron Ezer. (EX10.1.27)
- (July 10, 2007) from Harold Unroth. (EX10.1.28)
- (July 10, 2007) from George Kash. (EX10.1.29)
- (July 11, 2007) from Lorraine Szafranski. (EX10.1.30)
- (July 11, 2007) from Barb Liiv. (EX10.1.31)
- (July 12, 2007) from Barbara A. Wilkes. (EX10.1.32)
- (July 12, 2007) from Earl and Margaret LaBerge. (EX10.1.33)
- (July 12, 2007) from Joel Rosenthal. (EX10.1.34)
- (July 10, 2007) from Christina Eaton. (EX10.1.35)
- (July 12, 2007) from Susan Ritcey. (EX10.1.36)
- (July 12, 2007) from Sandy Di Felice, Assistant Vice President, Corporate Communications, Honda Canada Inc. (EX10.1.37)
- (July 12, 2007) from Edward Seagram. (EX10.1.38)
- (July 12, 2007) from Hugh Prendergast. (EX10.1.39)
- (July 12, 2007) from W.D. Adamson. (EX10.1.40)
- (July 12, 2007) from John Wallace. (EX10.1.41)
- (July 12, 2007) from Sheila Katz. (EX10.1.42)
- (July 12, 2007) from Hugh Prendergast. (EX10.1.43)
- (July 12, 2007) from George R. Comrie. (EX10.1.44)
- (July 12, 2007) from Bruce H. Bryer. (EX10.1.45)
- (July 12, 2007) from Vince Flora. (EX10.1.46)
- (July 13, 2007) from Maureen E. Haggan. (EX10.1.47)
- (July 13, 2007) from Doretta Wilson. (EX10.1.48)
- (July 13, 2007) from Wayne Shannon. (EX10.1.49)
- (July 13, 2007) from Philip W. Benson. (EX10.1.50)
- (July 13, 2007) from Cindy Weiner. (EX10.1.51)
- (July 13, 2007) from Donna Hall. (EX10.1.52)
- (July 13, 2007) from Barb. (EX10.1.53)
- (July 13, 2007) from Brian Roussie. (EX10.1.54)
- (July 13, 2007) from Raven. (EX10.1.55)
- (July 13, 2007) from Laura Vanags. (EX10.1.56)
- (July 13, 2007) from Kate Shaw. (EX10.1.57)
- (July 13, 2007) from Carole Wolch. (EX10.1.58)
- (July 13, 2007) from Carole Russell. (EX10.1.59)
- (July 13, 2007) from John Gribben. (EX10.1.60)
- (July 13, 2007) from Dorothy Sequeira. (EX10.1.61)
- (July 13, 2007) from Stephen Thiele. (EX10.1.62)
- (July 13, 2007) from Alana Auger. (EX10.1.63)
- (July 13, 2007) from George Moore. (EX10.1.64)
- (July 13, 2007) from Todd Karges. (EX10.1.65)
- (July 13, 2007) from Dom Acconcia. (EX10.1.66)
- (July 13, 2007) from Maxwell Wynter. (EX10.1.67)
- (July 13, 2007) from Mark Silver. (EX10.1.68)
- (July 13, 2007) from Victor Smith. (EX10.1.69)

- (July 13, 2007) from Glenn Russell. (EX10.1.70)
- (July 13, 2007) from Dawn Andrew. (EX10.1.71)
- (July 13, 2007) from Aaron Posluns. (EX10.1.72)
- (July 13, 2007) from Gerry. (EX10.1.73)
- (July 13, 2007) from Anne Dawson. (EX10.1.74)
- (July 13, 2007) from Karen Raby. (EX10.1.75)
- (July 13, 2007) from Peter Mortensen. (EX10.1.76)
- (July 13, 2007) from Tracy Chong. (EX10.1.77)
- (July 13, 2007) from Anthony Cozzi. (EX10.1.78)
- (July 13, 2007) from Andre La Prairie. (EX10.1.79)
- (July 13, 2007) from Louise Joseph. (EX10.1.80)
- (July 13, 2007) from Alan Box. (EX10.1.81)
- (July 13, 2007) from Boris Bozic. (EX10.1.82)
- (July 13, 2007) from Steve Petrie. (EX10.1.83)
- (July 13, 2007) from Hassan Refaee. (EX10.1.84)
- (July 13, 2007) from Stephanie Diodati. (EX10.1.85)
- (July 13, 2007) from Tony Malizia. (EX10.1.86)
- (July 13, 2007) from Catherina Perez. (EX10.1.87)
- (July 13, 2007) from Bruna Reyn. (EX10.1.88)
- (July 13, 2007) from Tony Guy. (EX10.1.89)
- (July 13, 2007) from M. Lowe. (EX10.1.90)
- (July 15, 2007) from Ro Kumar. (EX10.1.91)
- (July 14, 2007) from Sameer Dewji. (EX10.1.92)
- (July 14, 2007) from Sameer Dewji. (EX10.1.93)
- (July 13, 2007) from Jamie Arthur. (EX10.1.94)
- (July 14, 2007) from Charles Kaufmann. (EX10.1.95)
- (July 14, 2007) from Jan Carbone Zucker. (EX10.1.96)
- (July 13, 2007) from Jason Chong. (EX10.1.97)
- (July 15, 2007) from Korey Bray and Paul Piotrowicz. (EX10.1.98)
- (July 15, 2007) from Robert Spike. (EX10.1.99)
- (July 15, 2007) from Margot Hickson and Ian Reece. (EX10.1.100)
- (July 15, 2007) from Robert Raeburn. (EX10.1.101)
- (July 15, 2007) from Louise Sheedy. (EX10.1.102)
- (July 15, 2007) from Robert Raeburn. (EX10.1.103)
- (July 15, 2007) from Chris Lee. (EX10.1.104)
- (July 15, 2007) from Ines Aguilera. (EX10.1.105)
- (July 15, 2007) from Christie Gray. (EX10.1.106)
- (July 15, 2007) from Lida Lopaty. (EX10.1.107)
- (July 15, 2007) from Franklin Edward. (EX10.1.108)
- (July 15, 2007) from Bruce Coady. (EX10.1.109)
- (July 15, 2007) from Paul Robinson. (EX10.1.110)
- (July 15, 2007) from P. Chenier. (EX10.1.111)
- (July 15, 2007) from Beverly Leforte. (EX10.1.112)
- (July 15, 2007) from Ivy Ugarkovic. (EX10.1.113)
- (July 16, 2007) from Howard Hall. (EX10.1.114)

- (July 15, 2007) from Beverly Leforte. (EX10.1.115)
- (July 15, 2007) from Maureen Molinnus. (EX10.1.116)
- (July 15, 2007) from Jeff Cohen. (EX10.1.117)
- (July 15, 2007) from Sabrina Coccagna. (EX10.1.118)
- (July 15, 2007) from Peter Cooper. (EX10.1.119)
- (July 15, 2007) from Thomas Carpenter. (EX10.1.120)
- (July 15, 2007) from Dennis Hein. (EX10.1.121)
- (July 15, 2007) from Harb Jerry. (EX10.1.122)
- (July 15, 2007) from Newman Mallon. (EX10.1.123)
- (July 15, 2007) from William Croft. (EX10.1.124)
- (July 15, 2007) from Tom Gehring. (EX10.1.125)
- (July 15, 2007) from John Gallow. (EX10.1.126)
- (July 15, 2007) from Catherine Dulac. (EX10.1.127)
- (July 15, 2007) from Aileen Campbell. (EX10.1.128)
- (July 15, 2007) from Dylan Lane. (EX10.1.129)
- (July 15, 2007) from Jack Anderson. (EX10.1.130)
- (July 15, 2007) from Jim McDowell. (EX10.1.131)
- (July 15, 2007) from Dorianne Emmerton. (EX10.1.132)
- (July 15, 2007) from Steven Lamont. (EX10.1.133)
- (July 15, 2007) from Breezin Breezin. (EX10.1.134)
- (July 15, 2007) from Ekaterina Melentyev. (EX10.1.135)
- (July 15, 2007) from Genevieve Price. (EX10.1.136)
- (July 15, 2007) from Danny Gatsos. (EX10.1.137)
- (July 15, 2007) from Debbie Marchiori. (EX10.1.138)
- (July 15, 2007) from Barry Bradbury. (EX10.1.139)
- (July 15, 2007) from Michael Lescano. (EX10.1.140)
- (July 15, 2007) from Karen M. Lewis. (EX10.1.141)
- (July 15, 2007) from William Dunn. (EX10.1.142)
- (July 15, 2007) from David Macartney. (EX10.1.143)
- (July 15, 2007) from Jamie Gardhouse. (EX10.1.144)
- (July 15, 2007) from Bernadette Smail. (EX10.1.145)
- (July 15, 2007) from Wolfgang Hock. (EX10.1.146)
- (July 15, 2007) from James Murray. (EX10.1.147)
- (July 15, 2007) from Doug Walford. (EX10.1.148)
- (July 15, 2007) from Scott Henderson. (EX10.1.149)
- (July 15, 2007) from Linda Templeton. (EX10.1.150)
- (July 15, 2007) from Adam Epstein. (EX10.1.151)
- (July 15, 2007) from Liz Pfister. (EX10.1.152)
- (July 15, 2007) from Ryan Martin. (EX10.1.153)
- (July 15, 2007) from Cote Stephane. (EX10.1.154)
- (July 15, 2007) from Peter Lauridsen. (EX10.1.155)
- (July 15, 2007) from Jo-Ann Morin. (EX10.1.156)
- (July 15, 2007) from Angela Quinn. (EX10.1.157)
- (July 15, 2007) from Tony Powell. (EX10.1.158)
- (July 15, 2007) from Glenn Reid. (EX10.1.159)

- (July 15, 2007) from Lindsay Ryan. (EX10.1.160)
- (July 15, 2007) from John Giess. (EX10.1.161)
- (July 15, 2007) from Kelly-Grace Pacheco. (EX10.1.162)
- (July 15, 2007) from Christina Thompson. (EX10.1.163)
- (July 15, 2007) from James Fletcher. (EX10.1.164)
- (July 15, 2007) from Julie Edwards. (EX10.1.165)
- (July 15, 2007) from Arlene Freedman. (EX10.1.166)
- (July 15, 2007) from Glenn Kotack. (EX10.1.167)
- (July 15, 2007) from Christian Singer. (EX10.1.168)
- (July 15, 2007) from Mark Weiss. (EX10.1.169)
- (July 15, 2007) from Peter and Penny O'Rourke. (EX10.1.170)
- (July 15, 2007) from Ezio Molinari. (EX10.1.171)
- (July 15, 2007) from David McDevitt. (EX10.1.172)
- (July 15, 2007) from Vladimir Batrak. (EX10.1.173)
- (July 15, 2007) from Bradley Bishop. (EX10.1.174)
- (July 15, 2007) from Brian Furlong. (EX10.1.175)
- (July 15, 2007) from Victoria Clark. (EX10.1.176)
- (July 15, 2007) from Horst Heuer. (EX10.1.177)
- (July 15, 2007) from Nathalie Robinson. (EX10.1.178)
- (July 15, 2007) from John Dales. (EX10.1.179)
- (July 15, 2007) from Lawrence R Cohen. (EX10.1.180)
- (July 15, 2007) from Terry O'Shea. (EX10.1.181)
- (July 15, 2007) from Annikki Desmarais. (EX10.1.182)
- (July 15, 2007) from Colin Templeton. (EX10.1.183)
- (July 15, 2007) from Szilvia Bezdany. (EX10.1.184)
- (July 15, 2007) from Dan Desmarais. (EX10.1.185)
- (July 15, 2007) from Roger Binette. (EX10.1.186)
- (July 15, 2007) from Jose Aaron Rodriguez. (EX10.1.187)
- (July 15, 2007) from Joseph Smith. (EX10.1.188)
- (July 15, 2007) from Carolyn Tripp. (EX10.1.189)
- (July 15, 2007) from Marilyn Holmes. (EX10.1.190)
- (July 15, 2007) from Julie Phokeo. (EX10.1.191)
- (July 15, 2007) from Diane Brown. (EX10.1.192)
- (July 15, 2007) from Jean White. (EX10.1.193)
- (July 15, 2007) from Alan McFarland. (EX10.1.194)
- (July 15, 2007) from Jan and Ann-Marie de Jong. (EX10.1.195)
- (July 15, 2007) from Leanne Stockwell. (EX10.1.196)
- (July 15, 2007) from H. Milley. (EX10.1.197)
- (July 15, 2007) from Bradley Bishop. (EX10.1.198)
- (July 15, 2007) from Jay Miller. (EX10.1.199)
- (July 15, 2007) from Susan Carrington Baker. (EX10.1.200)
- (July 15, 2007) from Paul Berta. (EX10.1.201)
- (July 15, 2007) from David Egas. (EX10.1.202)
- (July 15, 2007) from M.C. Roberts. (EX10.1.203)
- (July 15, 2007) from Cheryl Daniels. (EX10.1.204)

- (July 15, 2007) from George Allen Chamberlain. (EX10.1.205)
- (July 15, 2007) from Paula Cormier. (EX10.1.206)
- (July 15, 2007) from Joseph Campbell. (EX10.1.207)
- (July 15, 2007) from John Gallow. (EX10.1.208)
- (July 15, 2007) from Scott MacLeod. (EX10.1.209)
- (July 15, 2007) from Mr. Thomas. (EX10.1.210)
- (July 15, 2007) from Norm Vincent. (EX10.1.211)
- (July 15, 2007) from John Welsman. (EX10.1.212)
- (July 15, 2007) from Terry McGinnis. (EX10.1.213)
- (July 15, 2007) from Jeevan Jeevaraj. (EX10.1.214)
- (July 15, 2007) from Alex Kaklamanos. (EX10.1.215)
- (July 15, 2007) from Simon, Irena and Helena Gluzman. (EX10.1.216)
- (July 15, 2007) from Greg Skora. (EX10.1.217)
- (July 15, 2007) from Susan Lever. (EX10.1.218)
- (July 15, 2007) from Richard Brock. (EX10.1.219)
- (July 15, 2007) from Cristina Canas. (EX10.1.220)
- (July 15, 2007) from Wendy Yarlett. (EX10.1.221)
- (July 15, 2007) from P. Fitzgerald. (EX10.1.222)
- (July 15, 2007) from Diane Stevens. (EX10.1.223)
- (July 15, 2007) from Antonio Schinina. (EX10.1.224)
- (July 15, 2007) from Dexter Quinlan. (EX10.1.225)
- (July 15, 2007) from Amanda. (EX10.1.226)
- (July 15, 2007) from Dexter Quinlan. (EX10.1.227)
- (July 15, 2007) from Sue Eccles. (EX10.1.228)
- (July 15, 2007) from Peter M. Liber. (EX10.1.229)
- (July 15, 2007) from Thomas F. Feeney. (EX10.1.230)
- (July 16, 2007) from Mike O'Toole. (EX10.1.231)
- (July 16, 2007) from Lynda Tuchner. (EX10.1.232)
- (July 16, 2007) from Matt Bishop. (EX10.1.233)
- (July 16, 2007) from Douglas Lunau. (EX10.1.234)
- (July 16, 2007) from Sean Robitaille. (EX10.1.235)
- Petition containing the signatures of approximately 1,826 individuals regarding the new taxation measures, submitted by Councillor Denzil Minnan-Wong, Ward 34, Don Valley East. (EX10.1.236)
- Petition containing the signatures of approximately 2,000 individuals regarding the new taxation measures, submitted by Councillor Michael Thompson, Ward 37, Scarborough Centre. (EX10.1.237)
- Petition containing the signatures of approximately 4,800 individuals regarding the new taxation measures, submitted by Councillor Michael Walker, Ward 22, St. Paul's. (EX10.1.238)
- Petition containing the signatures of approximately 7,500 individuals regarding the new taxation measures, submitted by Councillor Mike Del Grande, Ward 39, Scarborough-Agincourt. (EX10.1.239)
- (July 16, 2007) from Janice Sykes. (EX10.1.240)
- (July 14, 2007) from Les Gondor. (EX10.1.241)

- (July 16, 2007) from Jan Oddie. (EX10.1.242)
- (July 16, 2007) from David Starkman. (EX10.1.243)
- (July 16, 2007) from Les Jarmai. (EX10.1.244)
- (July 16, 2007) from Lorraine De Jong. (EX10.1.245)

11.12 **Enhancing Toronto's Business Climate – Update**

EX10.2	DEFERRED			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Moscoe moved that the Item be deferred to the October 22, 2007 meeting of City Council, and directed that, in the interim, the Deputy City Manager and Chief Financial Officer review and report on:
  1. the feasibility of excluding bank branches from the tax relief program; and
  2. the feasibility of separating retail chains from this program.

Deputy Speaker Lindsay Luby in the Chair.

2. Councillor Del Grande moved that motion 1 by Councillor Moscoe be amended by:
  - a. adding the words “and gas stations”, after the words “bank branches” in Part 1, so that Part 1 now reads as follows:
    1. the feasibility of excluding bank branches and gas stations from the tax relief program; and
  - b. adding to the end of Part 2, the words “recognizing that some retail chains may be franchises and are really small businesses”, so that Part 2 now reads as follows:
    2. the feasibility of separating retail chains from this program, recognizing that some retail chains may be franchises and are really small businesses.
3. Councillor Nunziata moved that motion 1 by Councillor Moscoe be amended by adding the words “as well as Money-Mart and other small cheque cashing

institutions” after the words “bank branches” in Part 1, so that Part 1 now reads as follows:

1. the feasibility of excluding bank branches, as well as Money-Mart and other small cheque cashing institutions, from the tax relief program.

*Votes on Deferral:*

Adoption of motion 2 by Councillor Del Grande:

Yes - 32	
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Ford, Grimes, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Saundercook, Shiner, Stintz, Vaughan, Walker
No - 4	
Mayor:	Miller
Councillors:	Kelly, Mammoliti, Milczyn

Carried by a majority of 28.

Adoption of motion 3 by Councillor Nunziata:

Yes - 31	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Ford, Hall, Heaps, Lee, Lindsay Luby, Mammoliti, Mihevc, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Saundercook, Shiner, Stintz, Vaughan, Walker
No - 6	
Councillors:	Filion, Grimes, Jenkins, Kelly, McConnell, Milczyn

Carried by a majority of 25.

Adoption of motion 1 by Councillor Moscoe, as amended:

Yes - 26	
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Ford, Hall, Heaps,



Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Vaughan, Walker	
No - 12	
Mayor:	Miller
Councillors:	Del Grande, Feldman, Grimes, Kelly, Milczyn, Minnan-Wong, Ootes, Parker, Saundercook, Shiner, Stintz

Carried by a majority of 14.

### City Council Decision

City Council deferred consideration of this Item to the October 22, 2007 meeting of City Council, and directed that, in the interim, the Deputy City Manager and Chief Financial Officer review and report on:

1. the feasibility of excluding bank branches, as well as Money-Mart and other small cheque cashing institutions, and gas stations from the tax relief program; and
2. the feasibility of separating retail chains from this program, recognizing that some retail chains may be franchises and are really small businesses.

### Background Information

Enhancing Toronto's Business Climate - Update

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5039.pdf>

#### 11.13 Climate Change, Clean Air and Sustainable Energy Action Plan: Moving from Framework to Action

EX10.3	AMENDED			Ward: All
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**July 16, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Deputy Mayor Pantalone moved that the Item be amended by adding the following:

That Council adopt the following recommendations contained in the report (July 13, 2007) from the Deputy City Manager and Chief Financial Officer:

1. The 2007 Approved Capital Budget for the Exhibition Place be amended by the addition of a project “Press Building - Geothermal Project” for a total project cost of \$525,000.00, with funding provided from the Toronto Atmospheric Fund grant (\$147,000.00), the Toronto Green Energy Fund (\$328,000.00) and the Exhibition Place 2007 Approved Capital Budget, Capital from Current (CFC) funding (\$50,000.00), for a zero net impact and:
  - i. cash flow of \$100,000.00 in 2007, funded from the Toronto Atmospheric Fund grant (\$50,000.00) and the 2007 Exhibition Place Capital Budget, Capital from Current funding (\$50,000.00), for a zero net impact; and
  - ii. future year commitment of \$425,000.00 in 2008, funded from the Toronto Atmospheric Fund grant (\$97,000.00) and the Toronto Green Energy Fund (\$328,000.00), for a zero net impact.
2. Appropriate Green Energy Fund payback criteria be reflected in the 2008 and future Operating Budget submissions for the Exhibition Place.
2. Councillor Del Grande moved that the Item be amended by adding the following:

A copy of this Item be forwarded to the Federal Environment Minister John Baird and to the Provincial Environment Minister Laurel Broten for their comments and suggestions in implementing this report collaboratively.
3. Councillor Rae moved that the Item be amended by adding the following Part ii to Recommendation 11b of the Executive Committee:
  - ii. direct the Deputy City Manager, and the Deputy City Manager and Chief Financial Officer, with a partnership group comprised of Toronto area post-secondary educational institutions, business, labour and related parties, to participate in and assist with the preparation and submission of a Letter of Intent by August 20, 2007, to the Federal Grants Program for Centres of Excellence for Commercialization and Research expressing the City’s desire to have and support for a Centre of Excellence for Commercialization and Research based in Toronto. That they further be directed to: ensure the submission of a formal proposal in October 2007; include in operating budget submission implications arising out of this proposal; and report back to Executive Committee on the outcome.
4. Councillor Minnan-Wong moved that the Item be amended by adding the following:

The Executive Director of Municipal Licensing and Standards, in consultation with the City Solicitor, submit a report to the Licensing and Standards Committee, on or before the Committee's scheduled meeting of October 5, 2007, that identifies potential legal strategies and mechanisms, including a potential regulatory by-law, to address the environmentally-regressive practice of a growing number of retail establishments running air-conditioners while keeping their storefront doors and/or windows open.

5. Councillor Walker moved that the Item be amended by:
  1. amending Recommendation 4j of the Executive Committee so that the potential ban on the use of two stroke engines in powering home and garden equipment will take effect in 2009; and
  2. amending Recommendation 9i of the Executive Committee so that the phase-out of equipment powered by two stroke engines will take effect in 2008.
  
6. Councillor Carroll moved that the Item be amended by deleting Recommendation 9m of the Executive Committee and replacing it with the following:
  - 9m. the General Manager of Solid Waste Management Services, with the support of the City Solicitor, be authorized to negotiate and execute an Agreement between the City of Toronto, the Toronto and Region Conservation Authority and Toronto Hydro Energy Services Inc. (THESI), to install and operate electrical generation equipment to utilize methane from the Thackeray Landfill Site and, subject to successful execution of an Agreement, Council:
    - i. authorize the Toronto Atmospheric Fund's grant to THESI of \$300,000.00 for support of the Thackeray Generation Project, hence waiving Section 11.12.4 of the Toronto Atmospheric Fund (TAF) Relationship Framework, which stipulates that "for-profit entities are not eligible to receive TAF grants", provided that an agreement, resulting from the discussions described in Part ii., below, has been reached; and
    - ii. direct the Deputy City Manager and Chief Financial Officer to explore, with THESI and TAF, ways to ensure that TAF's additional no-interest loan to THESI of \$300,000.00 is repaid;
  
7. Councillor Davis moved that the Item be amended by adding to Recommendation 12 of the Executive Committee, the following Part b:

- 12b. direct the Deputy City Manager to develop a School Board/City Environmental Education Working Group to review current environmental curriculum and activities and explore opportunities for collaboration on environmental initiatives.
8. Councillor Lindsay Luby moved that the Item be amended by adding to Recommendation 4 of the Executive Committee, the following Part k:
- 4k. direct the General Manager, Parks, Forestry and Recreation, to report to Council, through the Parks and Environment Committee, on how the change to two-stroke gas engines and leaf blowers can be phased in to address both the lawn service companies and residents.

*Votes:*

Adoption of motion 1 by Deputy Mayor Pantalone, motion 2 by Councillor Del Grande, motion 3 by Councillor Rae, motion 4 by Councillor Minnan-Wong, motion 6 by Councillor Carroll, motion 7 by Councillor Davis, and motion 8 by Councillor Lindsay Luby:

Yes - 38	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried, without dissent.

Adoption of Part 1 of motion 5 by Councillor Walker:

Yes - 11	
Councillors:	Davis, Fletcher, Heaps, Jenkins, Lee, Mihevc, Palacio, Perks, Saundercook, Vaughan, Walker
No - 27	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Ford, Giambrone, Grimes, Hall, Holyday, Kelly, Lindsay Luby, McConnell, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Rae, Stintz,

Thompson

Lost by a majority of 16.

Adoption of Part 2 of motion 5 by Councillor Walker:

Yes - 13 Councillors:	Carroll, Cho, Davis, Heaps, Jenkins, Lee, McConnell, Mihevc, Pantalone, Perks, Saundercook, Vaughan, Walker
No - 24 Mayor: Councillors:	Miller Augimeri, Bussin, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Holyday, Kelly, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Rae, Stintz, Thompson

Lost by a majority of 11.

Adoption of the Item, as amended:

Yes - 37 Mayor: Councillors:	Miller Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried, without dissent.

### City Council Decision

City Council adopted the following motions:

#### RE: GREENHOUSE GAS AND SMOG EMISSION REDUCTION TARGETS

1. City Council adopt the following:
  - a. reduction targets for greenhouse gas emissions from the 1990 levels of approximately 22 million tonnes per year for the Toronto urban area:

- i. 6% by 2012 (the “Kyoto target”);
  - ii. 30% by 2020; and
  - iii. 80% by 2050; and
- b. a 20% reduction target for locally generated smog causing pollutants from 2004 levels by 2012 for the Toronto urban area.

RE: PROGRAM FUNDING

2. City Council establish the financial resources required to support the actions necessary to achieve these emission reduction targets and that City Council:
  - a. endorse the creation of a \$42 million Toronto Energy Conservation Fund, to provide support for energy conservation initiatives in City facilities and buildings in the Municipal, University/College, School and Hospital (MUSH) sector and not-for-profit sector in Toronto, with implementation to commence in 2008;
  - b. endorse the creation of a \$20 million Toronto Green Energy Fund to provide support for renewable energy installations in Toronto, with implementation to commence in 2008;
  - c. endorse \$9 million for the continued implementation of Deep Lake Water Cooling at City Hall, Police Headquarters and Union Station;
  - d. endorse \$13 million for the continued implementation of energy efficiency and sustainability upgrades at City Hall and Nathan Phillips Square for the first phase of a sustainability showcase;
  - e. direct the Chief Corporate Officer to develop a plan to achieve the City’s target of obtaining 25 percent of the City’s electricity needs from green energy sources over a four year phase-in period starting in 2008;
  - f. direct the Deputy City Manager and Chief Financial Officer and Deputy City Manager to report back in relation to the initiatives included in Recommendation 2, as well as other initiatives for which the funding is yet to be determined, for consideration, as applicable, with the 2008-2012 capital budget and 2008 operating budget processes on the following:
    - i. cash flow requirements for the recommended capital program;
    - ii. status of the other partnership initiatives and available funding;
    - iii. establishment of appropriate revolving reserve funds;
    - iv. framework for lifecycle costing, energy cost savings and criteria for payback of any loans;
    - v. proposed list of individual capital projects to be included in the

- 2008 Capital Budget and 2008-2012 Capital Plan; and
- vi. operating budget impacts.
3. City Council endorse an additional \$1 million for Tree Planting and Green Roof Initiatives to be funded from the Water Stabilization Reserve, in order to enhance retainment of rainwater and thereby reduce surface run-off and assist in the achievement of the climate change and clean air targets.
- 3i. 80 percent of the funds referred to in Recommendation 3 be allocated to the City of Toronto Tree Advocacy 2007 program to begin work this year for tree planting on public lands.
- 3ii. 20 percent of the funds referred to in Recommendation 3 be allocated to a community tree planting organization (or organizations) with a proven track record of successful tree planting on private property and that to do this the Deputy City Manager, Cluster B, will issue public call for applications from community organizations with a proven track record of successful planting on private property and be authorized and actually award the funds by September 2007.
- 3iii. The successful community organization (or organizations) submit a financial statement and progress report every six months and at completion for review and possible audit. Those community organizations, in making their submissions during a public call, are required to identify the stormwater benefits obtained from proceeding with their respective tree planting projects and that, if the program is over subscribed, preference will be given to those submissions that provide the greatest benefits to the management of stormwater.
- 3iv. A sum no greater than \$100,000.00 be set aside to administer this initiative by Forestry.

RE: NEIGHBOURHOOD ACTIONS FOR A GREEN TORONTO

4. City Council help residents and building owners live more environmentally friendly lifestyles and that City Council:
- a. direct the Director, Toronto Environment Office to establish in 2007 the Live Green Toronto program, to support residents' groups, Business Improvement Areas and other neighbourhood agencies and community groups to green their own neighbourhoods through a range of programs, such as:
- i. home energy retrofits;
- ii. green power generation, including rooftop solar and ground source heat pumps;
- iii. allotment/food gardens in parks and homes;

- iv. water conservation programs available through Toronto Water;
  - v. tree inventory and planting campaigns;
  - vi. soft/green surface program;
  - vii. identification of green roof projects;
  - viii. promoting an efficient appliance purchase drive;
  - ix. promoting incandescent free streets;
  - x. downspout disconnection drives; and
  - xi. xeriscaping (low water needs ground cover to replace lawns);
- b. endorse the creation of energy retrofit funding programs to provide support to owners of low-rise residential buildings and other sectors (e.g., small businesses) for energy retrofits, in support of the Live Green Toronto program, subject to a report on program details, including legal implications of allowing other sectors to access the loan fund under the City of Toronto Act, 2006, and utilizing expert consultants to be sole-sourced as may be required;
- c. direct the Deputy City Manager to report in 2007 on the results of the research completed in partnership with E.R.A. Architects, the University of Toronto and the Canadian Mortgage and Housing Corporation of a step-by-step implementation framework to maximize the potential greenhouse gas reductions, community revitalization, social justice and economic development benefits of the renewal of Toronto's concrete high-rise residential building stock;
- d. direct the Deputy City Manager and Chief Corporate Officer to convene a meeting in 2007 with representatives of the Federal and Provincial governments, Toronto Hydro, Enbridge, Enwave, private industry and environmental organizations to discuss the creation of a City-delivered, "one window" program for access to energy and other environmental programs, including the potential development of a one-stop website, and related policy issues;
- e. direct the Chief Building Official on behalf of City Council to immediately seek the required authority from the Province of Ontario that will allow the City in 2007 to:
- i. require in new construction in Toronto the energy efficiency requirements of the Ontario Building Code which do not come into effect until 2012; and
  - ii. develop a more aggressive package of code changes to require sustainable design in new construction by 2010;
- f. direct the Chief Planner in consultation with Chief Building Official to



- update the Toronto Green Development Standard to reflect the changes in recommendation 4d and, to address elements not covered by the Ontario Building Code, use the authority under the City of Toronto Act, 2006 to require sustainable design and zoning with conditions, once the Regulations related to these new powers are issued and associated amendments to the City's Official Plan are enacted;
- g. direct the Chief Building Official in consultation with the Chief Planner to bring forward new standards to require and regulate green roofs in the City, as a means of making this component of the Green Development Standard mandatory;
  - h. direct the Executive Director of Municipal Licensing and Standards to integrate into any rating systems developed for rental residential units an environmental performance rating based on compliance or non-compliance with the City's Green Development Standard;
  - i. direct the Chief Corporate Officer, in consultation with the Chief Building Official and the Chief Planner to develop a voluntary Energy Performance Labelling system for low-rise residential buildings, in conjunction with Natural Resources Canada and other partners and coordinated with the Green Development Standard labelling system currently under development;
  - j. direct the Executive Director of Municipal Licensing and Standards, in consultation with the Medical Officer of Health to report back in 2008 on a plan to potentially ban the use of two stroke engines in powering home and garden equipment by 2010; and
  - k. direct the General Manager, Parks, Forestry and Recreation, to report to Council, through the Parks and Environment Committee, on how the change to two-stroke gas engines and leaf blowers can be phased in to address both the lawn service companies and residents.

**RE: ENVIRONMENTALLY FRIENDLY PUBLIC INSTITUTIONS, INDUSTRIES  
AND COMMERCIAL OPERATIONS**

- 5. City Council recognize the important role the industrial, commercial and institutional sectors play in the City's local economy, the fact that over one-third of the greenhouse gas emissions come from these sectors and the directions of the City's Green Economic Development Strategy and that City Council:
  - a. establish an Eco-Roofs Program, that sets a minimum target of 10% of the total industrial, commercial and institutional roofspace located in Toronto made more environmentally friendly by 2020, and that integrates:

- i. the City's successful Green Roof Incentive program;
    - ii. incentives and programs to help with the installation of renewable energy systems (e.g., solar); and
    - iii. programs to encourage the installation of alternative roofing technologies that help address the urban heat island issue;
  - b. direct the General Manager of Economic Development, Culture and Tourism to develop a business plan for a model green-industry business park;
  - c. establish in 2007 an Enviro-Business Working Group, with appropriate partners, for small businesses to create a comprehensive environmental efficiency and improvement program that offers comprehensive pollution prevention and water/energy efficiency support; and
  - d. establish in 2007 an Enviro-Food Working Group to develop and implement actions to promote local food production, review City procurement policies, increase community gardens and identify ways to remove barriers to the expansion of local markets that sell locally produced food.
- 5.1 The Executive Director of Municipal Licensing and Standards, in consultation with the City Solicitor, submit a report to the Licensing and Standards Committee, on or before the Committee's scheduled meeting of October 5, 2007, that identifies potential legal strategies and mechanisms, including a potential regulatory by-law, to address the environmentally-regressive practice of a growing number of retail establishments running air-conditioners while keeping their storefront doors and/or windows open.

RE: PLANNING FOR A SUSTAINABLE ENERGY FUTURE

6. City Council direct the Chief Corporate Officer in consultation with the Chief Planner to report to the Executive Committee in 2007 on a process for developing an integrated approach for community energy planning based on community energy zones.

RE: TORONTO, BECOMING THE RENEWABLE ENERGY CAPITAL OF CANADA

7. City Council support the development of renewable energy systems, by building policies that support more aggressive installation targets that will put Toronto on par by 2020 with Cities around the world currently leading the way in generating energy from local renewable energy systems (e.g., Germany's target for 2020 is 27% of energy coming from renewable energy sources and California's target is 25% by 2017) and that City Council:

- a. direct Deputy City Manager and Chief Corporate Officer to issue in 2007 a request for an expression of interest to the renewable energy business sector in order to identify potential approaches to develop renewable energy systems (e.g., solar, wind, geothermal and biogas) for approximately 1,500 City buildings and landfill sites;
- b. direct the Chief Corporate Officer in collaboration with the Toronto Atmospheric Fund and Toronto Public Health, to develop a pilot program for residential solar hot water heating, and report in 2007 on the resources required to implement this program;
- c. direct the Chief Corporate Officer to develop a pilot solar heating program for privately owned swimming pools, and report back in early 2008 on the resources required to implement this program;
- d. direct the Chief Planner to prepare in 2007, a Renewable Energy By-law (Phase 1) that will permit renewable energy generation as-of-right on all residential properties, setting appropriate restrictions on height, size and placement of structures and including changes required to waive building permit fees for residential PV solar energy installation;
- e. direct the Chief Planner, in consultation with the City Solicitor, Chief Building Official and the Renewable Energy Action Plan Working Group to prepare recommendations on how to address the following issues concerning renewable energy generation:
  - i. standards for the placement, orientation, size and form of renewable energy technologies;
  - ii. options to protect access to solar and wind resources from property owners who have installed renewable energy equipment;
  - iii. permissive regulations for district-based energy distribution between multiple properties; and
  - iv. provide guidance with respect to potential issues of conflict around tree protection and installation of renewable energy systems;
- f. direct the Deputy City Manager to form an interdivisional and inter-agency steering committee to prepare in 2007 an interim report that addresses technical, financial, and service delivery options:
  - i. to expand the existing deep lake water cooling capacity by 20 percent; and
  - ii. to establish a long-term plan with the goal of doubling the existing capacity of deep lake water cooling;

- g. authorize the Deputy City Manager to take all expedient steps, including a modified procurement process involving consideration of a minimum of three candidates identified by the Director, Toronto Environment Office, in order to hire a consultant to conduct a technical feasibility study on Deep Lake Water Cooling with a budget of approximately \$75,000, inclusive of all charges and taxes (funds in the amount of \$75,000 have been included in the 2007 Operating Budget of the Toronto Environment Office (WT0038-4100) as approved by City Council), on terms and conditions satisfactory to the Deputy City Manager and in a form satisfactory to the City Solicitor;
  - h. direct the Deputy City Manager to include in the scope of the steering committee on expanding Deep Lake Water Cooling capacity, the identification of opportunities on an inter-agency basis for the introduction of new renewable energy technologies;
  - i. City staff report back in 2007 on higher early targets for the installation pace of solar PV and solar thermal technology and build policies that support more aggressive installation (for example, strengthening incentive programs for early adopters);
  - j. City staff report back in 2007 with an assessment of geo-thermal options for Toronto and include a kit for potential residential, institutional and industrial adopters. Such report also include an analysis of the future possible applications of hydrogen cell technology; and
  - k. City staff report back in 2007 on possible City strategies to promote energy efficient appliances.
- 7.1 The 2007 Approved Capital Budget for the Exhibition Place be amended by the addition of a project "Press Building - Geothermal Project" for a total project cost of \$525,000.00, with funding provided from the Toronto Atmospheric Fund grant (\$147,000.00), the Toronto Green Energy Fund (\$328,000.00) and the Exhibition Place 2007 Approved Capital Budget, Capital from Current (CFC) funding (\$50,000.00), for a zero net impact and:
- i. cash flow of \$100,000.00 in 2007, funded from the Toronto Atmospheric Fund grant (\$50,000.00) and the 2007 Exhibition Place Capital Budget, Capital from Current funding (\$50,000.00), for a zero net impact; and
  - ii. future year commitment of \$425,000.00 in 2008, funded from the Toronto Atmospheric Fund grant (\$97,000.00) and the Toronto Green Energy Fund (\$328,000.00), for a zero net impact.
- 7.2 Appropriate Green Energy Fund payback criteria be reflected in the 2008 and

future Operating Budget submissions for the Exhibition Place.

RE: MAKING MORE SUSTAINABLE TRANSPORTATION CHOICES

8. City Council recognize that approximately one-third of the locally generated greenhouse gases and a significant portion of smog causing pollutants come from the operation of motor vehicles and that over one-half of the comments received during the public engagement process expressed a desire to see a more sustainable transportation system, and that City Council:
  - a. direct the initiation of appropriate environmental and engineering studies for the Transit City plan and request the General Manager of the Toronto Transit Commission to submit to Executive Committee in 2007 a schedule for the completion of aforementioned studies and a financial plan including funding sources and revenue tools;
  - b. direct the General Manager of Transportation Services and General Manager of Parks, Forestry and Recreation to report in 2007 on the actions and resources required to complete the infrastructure elements of the Bike Plan by the end of 2012, in particular expanding the existing network of bike lanes and trails from over 300 kilometres to 1,000 kilometres, with a timetable that establishes annual expansion objectives;
  - c. prepare in 2007 a Sustainable Transportation Implementation Strategy, that draws from and is consistent with existing policies and plans (e.g., the Official Plan; the Bike Plan; Transit City Plan; the TTC Ridership Growth Strategy; and the Walking Strategy) to achieve the greenhouse gas emission and smog emission reduction targets by including:
    - i. the articulation of a long-term vision of a sustainable transportation system which achieves the targeted emission levels while meeting the economic needs of the City;
    - ii. the identification and prioritization of short-term transportation projects that will accelerate the achievement of the City's sustainable transportation agenda; and
    - iii. the creation of a Strategic Transportation Planning Group, comprised of the Chief Planner, the General Manager of Transportation Services, the Chief General Manager of the TTC, the President of the Toronto Parking Authority, the Managing Director of GO Transit and the Director of the Toronto Environment Office, to establish priorities and oversee the coordination of the planning, implementation and operation of the City's sustainable transportation system;

- d. direct the Director of the Toronto Environment Office working with the Director of Fleet Services to create in 2007, a Greening Commercial Fleets Enviro-Action Working Group consisting of representatives of the National Association of Fleet Administrators and operators of large fleets in the areas of phone, cable, utilities, retail and courier providers to work together to identify and implement actions that green these fleets and achieve a reduction in emissions City-wide;
- e. direct the Executive Director of Municipal Licensing and Standards to develop a program for shifting all taxis and limousines operating in the City to low emission or hybrid technologies by 2015 or earlier, based on the results of the Green Taxi Pilot;
- f. continue to encourage the Provincial and Federal Governments to develop the policies and programs and to provide the funding necessary to help Toronto achieve a sustainable transportation system that will maintain a high quality of life and result in an 80% reduction in greenhouse gas emissions by 2050. Of particular concern to the City are:
  - i. vehicle engine and fuel standards that will reduce emissions;
  - ii. financial incentives to utilize public transit;
  - iii. stable and secure funding for the operation and expansion of public transit systems; and
  - iv. management of urban growth and development in a manner that creates a high quality of life and encourages people to select alternative modes of transportation; and
- g. work with the Province, the Greater Toronto Transportation Authority and GTA municipalities to investigate a road pricing regime for the GTA that will encourage people to utilize alternative modes of transportation and dedicate any funds raised to transit improvements.

#### RE: SETTING AN EXAMPLE BY GREENING CITY OPERATIONS

- 9. City Council build upon its success in reducing greenhouse gas emissions from City operations by over 30% since 1990 and that City Council:
  - a. direct the General Manager of Transportation Services to include in the 2008 Capital Budget submission an allocation (estimated at \$7 million) to move the entire street sweeper fleet to new technology, based upon the success of the Clean Roads to Clean Air program, where new street sweepers have been shown to collect over 90% of the particulate matter found on roads and improve street level air quality by as much as 20%;

- b. authorize the Chief Corporate Officer to negotiate with Toronto Hydro Energy Services Inc. on a sole source basis to undertake the sustainability upgrades at City Hall (exclusive of the Deep Lake Water Cooling and the green roof), and report back as part of the 2008 capital budget process;
- c. authorize appropriate staff to negotiate a long-term agreement of up to 20 years with Enwave Energy Corporation in order to provide Deep Lake Water Cooling to City Hall, Police Headquarters and Union Station;
- d. direct the phase out the use of incandescent light bulbs wherever possible by the end of 2008, in all City Divisions, Agencies, Boards and Commissions as part of their ongoing maintenance program and that the Executive Director of Facilities and Real Estate ensure that City facilities have a program for the environmentally appropriate disposal of old lights and fixtures;
- e. complete in 2007, Phase II of the Green Fleet Transition Plan, which will build upon the successful Phase I plan that resulted in an estimated 23% reduction in greenhouse gas emissions from the City's almost 4,000 vehicles;
- f. direct the Executive Fleet Steering Committee to develop by mid-2008 a consolidated Green Fleet Plan for the TTC, Emergency Medical Services, Toronto Fire, Toronto Police and other Agencies, Boards, and Commissions for fleets not included in the Phase I Green Fleet Transition Plan and include in that plan actions to eliminate unnecessary idling of City vehicles through the City's Anti-Idling Campaign;
- g. reduce single occupancy motor vehicle home to work trips made by City employees by ensuring adequate resources are in place to support the Smart Commute program for the Toronto Public Service;
- h. direct the Acting General Manager of Solid Waste Management to report in 2007 on:
  - i. plans to collect and utilize landfill gas at the recently acquired Green Lane Landfill site; and
  - ii. plans to utilize digester gas from the City's anaerobic digestion facilities that process organic materials collected through the Green Bin program;
- i. direct the General Manager of Parks, Forestry and Recreation and the General Manager of Transportation Services to report back on a proposal to phase out the use of equipment powered by two stroke engines (for example leaf blowers and lawn mowers) by 2009, by continuing to develop

- and establish landscaping and maintenance techniques that eliminate the need for equipment powered by small engines and shifting to the use of equipment powered by alternative technologies;
- j. direct the Director of Purchasing and Materials Management, in consultation with appropriate City divisions, to review the City's Environmental Purchasing Policy, and report back to the Executive Committee in 2007 on any recommended changes to the policy;
  - k. direct that all future contracts that require a proponent to provide and make extensive use of heavy and light duty vehicles, contain components that outline fuel efficiency and green fleet requirements for those vehicles and that direction is provided concerning no idling;
  - l. direct the Executive Director of Facilities and Real Estate and the General Manager of Economic Development, Culture and Tourism, with support of the Director of Purchasing and Materials Management, to organize a "Green Vendors Fair" (consistent with recommendations in the City's Green Economic Sector Development Strategy), for providers of products and services that improve the energy performance of buildings in all major building sectors, and such event be open to all City Divisions and Agencies, Boards, Commissions and Corporations and to others by invitation;
  - m. the General Manager of Solid Waste Management Services, with the support of the City Solicitor, be authorized to negotiate and execute an Agreement between the City of Toronto, the Toronto and Region Conservation Authority and Toronto Hydro Energy Services Inc. (THESI), to install and operate electrical generation equipment to utilize methane from the Thackeray Landfill Site and, subject to successful execution of an Agreement, Council:
    - i. authorize the Toronto Atmospheric Fund's grant to THESI of \$300,000.00 for support of the Thackeray Generation Project, hence waiving Section 11.12.4 of the Toronto Atmospheric Fund (TAF) Relationship Framework, which stipulates that "for-profit entities are not eligible to receive TAF grants", provided that an agreement, resulting from the discussions described in Part ii., below, has been reached; and
    - ii. direct the Deputy City Manager and Chief Financial Officer to explore, with THESI and TAF, ways to ensure that TAF's additional no-interest loan to THESI of \$300,000.00 is repaid;
  - n. staff be requested to submit a report to the Executive Committee with



respect to:

- a. providing reserved, on street parking (like taxi stands or French fry vendor spaces);
- b. allowing informational signage at any “Green P” lots equipped with shared cars;
- c. allowing City employees to use car sharing for work-related trips;
- d. exempting (or refund) shared vehicles from new parking and registration taxes; and
- e. mandating (above ground) shared-car parking into new developments.

RE: DOUBLE THE TREE CANOPY

10. City Council confirm its commitment to double the tree canopy from 17% to 34% and that City Council:
  - a. establish the Tree Planting and Partnership Program, in partnership with community organizations, schools, business improvement areas and volunteers, in order to expand resources for the planting, maintenance and care of trees;
  - b. direct the General Manager of Parks, Forestry and Recreation to submit in 2007 a report to the Parks and Environment Committee that addresses:
    - i. steps that will be taken to increase tree plantings in the short-term;
    - ii. strategic planning steps to achieve the goal of doubling the tree canopy by 2050;
    - iii. the requirements for data collection and management and modelling;
    - iv. projected operating and capital budget requirements; and
    - v. engagement of stakeholders through a Urban Forest Tree Canopy Steering Committee.

RE: PARTNERSHIPS FOR CHANGE

11. City Council continue to build the partnerships necessary with businesses, industries, research institutions, community groups, resident associations, neighbouring municipalities, other orders of government and international organizations in order to foster mutually beneficial improvements in air quality and climate change and that City Council:

- a. direct the Director of the Toronto Environment Office in partnership with other appropriate City Divisions to invite interested stakeholders to join and participate in the following Enviro-Action Working Groups: (including the ones suggested in earlier recommendations) Commercial Fleets; Small Business; Good Neighbours Food Procurement; Trees and Greenspace; and Climate Change Adaptation -- in addition to working groups that already exist (e.g. Greening Health Care, Renewable Energy Working Group) and in other relevant sectors, such as social housing and sustainable transportation;
- b.
  - i. direct the Executive Director of Facilities and Real Estate to approach Toronto's universities, colleges and other interested organizations, to discuss forming research partnerships on energy-related issues of mutual interest, and report back on the progress of this initiative in early 2008; and
  - ii. direct the Deputy City Manager, and the Deputy City Manager and Chief Financial Officer, with a partnership group comprised of Toronto area post-secondary educational institutions, business, labour and related parties, to participate in and assist with the preparation and submission of a Letter of Intent by August 20, 2007, to the Federal Grants Program for Centres of Excellence for Commercialization and Research expressing the City's desire to have and support for a Centre of Excellence for Commercialization and Research based in Toronto. That they further be directed to: ensure the submission of a formal proposal in October 2007; include in operating budget submission implications arising out of this proposal; and report back to Executive Committee on the outcome; and
- c. direct the City Manager and Deputy City Manager to continue to develop and enhance partnerships with:
  - i. the Greater Toronto Area Clean Air Council;
  - ii. the Greater Toronto Transit Authority;
  - iii. the Provincial and Federal Governments;
  - iv. the Clinton Climate Change Initiative;
  - v. the C40 Large Cities Climate Initiative;
  - vi. the International Council for Local Environmental Initiatives;
  - vii. the Federation of Canadian Municipalities; and
  - viii. other bodies, non-governmental organizations and organizations with a focus on addressing climate change and air quality.

RE: PUBLIC AWARENESS AND KNOWLEDGE

12. City Council acknowledge that the greatest reductions in emissions will occur from changes in how people move about the City and how they operate their homes and businesses and people need to understand why, what and how to change, and that City Council:
  - a. direct the Deputy City Manager to organize a charette, to develop in 2008 a three year climate change and air quality marketing campaign which integrates and utilizes existing programs and interactive web-based programs; and
  - b. direct the Deputy City Manager to develop a School Board/City Environmental Education Working Group to review current environmental curriculum and activities and explore opportunities for collaboration on environmental initiatives.

RE: PREPARING FOR CLIMATE CHANGE

13. City Council recognize that climate change is occurring and will have significant effects on City operations and various vulnerable populations and that City Council:
  - a. direct the Director of the Toronto Environment Office, in consultation with the Medical Officer of Health, to complete in 2007 a process that engages all relevant City Divisions and Agency, Boards, Commissions and Corporations and community partners in order to prepare a report to the Executive Committee that:
    - i. identifies the components of a climate change adaptation strategy for City operations and the community;
    - ii. includes the actions steps required to develop a climate change adaptation strategy including project budget costs;
    - iii. ensures the strategy will incorporate the response mechanisms required to meet identified environmental changes including health related impacts, such as the heat alert response program;
    - iv. identifies the requirements for data collection and management and modelling; and
    - v. incorporates stakeholders input; and
  - b. authorize the Deputy City Manager to retain the Clean Air Partnership to provide assistance and technical expertise in the development of the City's adaptation strategy, on a sole source basis to a maximum of \$40,000 inclusive of all charges and taxes (funds in the amount of \$40,000 have been included in the 2007 Operating Budget of the Toronto Environment Office (WT0038-4100) as approved by City Council), on terms and conditions satisfactory to the Deputy City Manager and in a form

satisfactory to the City Solicitor.

RE: REGULAR MONITORING AND REPORTING

14. City Council will ensure there is ongoing monitoring and evaluation of our progress and reporting on that progress to the community and that City Council:
  - a. direct the Director of the Toronto Environment Office to continue to coordinate the City's actions to measure, monitor and model greenhouse gases and smog causing emissions to ensure efforts are focused on those that have the greatest effect on human health and the natural environment;
  - b. request energy utility companies in Toronto to provide data to the City, in a manner respectful of customer confidentiality requirements, to assist staff in monitoring the City's progress in meeting its targets;
  - c. direct the Medical Officer of Health to expand the use of the federal Air Quality Benefits Assessment Tool to evaluate health and economic benefits that are associated with policy options that result in lower levels of air pollution in Toronto;
  - d. request the Board of Health to develop a proposed reporting program for the use and release of toxic air contaminants and to explore reporting of greenhouse gas emissions;
  - e. direct the Chief Corporate Officer to report on progress in moving the City to a state of energy sustainability, and update Toronto's Sustainable Energy Plan annually, subject to the terms of the Energy Conservation Leadership Act, 2006; and
  - f. direct the Deputy City Manager, Cluster B, to report on air quality and greenhouse gas emissions, outcomes of policies, programs and activities in connection with the Climate Change and Clean Air Action Plan and recommend changes and new actions as part of regular annual reporting on the state of Toronto's natural environment and outcomes of policies, programs and activities.
15. City staff be requested to:
  - i. develop a communications strategy utilizing simple language and design to help educate and engage Torontonians in the Action Plan, that Plan to include 10 things the City will do this year; 10 things the City will do next year; a timeline for future changes (Times for Change)
  - ii. report on the specific plans and actions in progress in greening the fleet in all Agencies, Board, Commissions and Divisions; and

- iii. develop a strategy for funding green roofs.
- 16. The General Manager of Economic Development, Culture and Tourism be requested to submit a report to the Executive Committee on the “Design District Community Energy Centre”.
- 17. That in all reports back to Committee on Council’s Climate Change Plan, staff give consideration and then comment briefly on any complimentary Provincial and Federal Initiatives.
- 18. A copy of this Item be forwarded to the Federal Environment Minister John Baird and to the Provincial Environment Minister Laurel Broten for their comments and suggestions in implementing this report collaboratively.

### **Background Information**

Climate Change, Clean Air and Sustainable Energy Action Plan

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5052.pdf>)

Attach. A1-Moving from a Framework to Action - Phase 1

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5053.pdf>)

Attach. A2 - Responses to Motions from City Councillors

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5054.pdf>)

Attach. A3 - Moving from a Framework to Action - April 29to June 5, 2007

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5055.pdf>)

Attach. B1 - Energy Efficiency and Beyond-Staff Background Report

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5056.pdf>)

Attach. B2 - Background Report on the Energy Plan for Toronto

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5057.pdf>)

Attach. B3 - Report on Consultations for Toronto's Sustainable Energy Plan

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5058.pdf>)

Attach. B4 - Leading by Example: Blueprint for an Energy-efficient City Hall

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5059.pdf>)

Attach. A4 - Change is in the Air - Highlights

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5214.pdf>)

Attach. A5 - Climate Change, Clean Air and Sustainable Energy Action Plan: Moving from Framework to Action, Phase 1

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5513.pdf>)

Toronto Hydro Purchases of Nuclear Power from the Ontario Power Generation Corporation

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5061.pdf>)

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Council also considered the following:

- Report (July 13, 2007) from the Deputy City Manager and Chief Financial Officer. ([EX10.3b](#))

Communication:

- (June 18, 2007) from Dr. Romila Verma, Research Associate, Canadian Institute for Environmental Law and Policy. (EX10.3.15)

**11.14 Hummingbird Centre Redevelopment – Commercial Component Lease**

<b>EX10.5</b>	NO AMENDMENT			Ward: 28
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

Councillor Vaughan requested that his opposition to this Item be noted in the Minutes of the meeting.

**City Council Decision**

City Council adopted the following motion:

1. Council approve the embodiment within the Lease of the early termination clause providing in substance the following:
  - “(i) should the City (or any third party assignee of the City’s interest in the land on which the Commercial Component is situated) terminate the Commercial Component Lease pursuant to any of the early lease termination options contained in the Lease, then the use made of the Commercial Component by the City (or the assignee of the City’s interest) shall be limited for a period of three years from the effective termination date to any public use that is cultural or charitable in nature that Council shall then determine;
  - (ii) should such termination occur during the second termination period (i.e., during years 26 to 30 of the Lease term) then the use restriction as described above shall be for the period of 3 years if the option is exercised in years 26 or 27, reducing to 2 years if exercised in year 28 and one year if exercised in year 29. No use restriction would apply if exercised in year 30; and
  - (iii) for the purpose of determining the payment to be made by the City to

Castlepoint pursuant to the provisions of the second termination option of the lease, the appraiser in determining fair market value shall take into account the applicability of the use restriction to the extent that the Commercial Component is not tenanted at the effective point of lease termination.”

### Background Information

Hummingbird Centre Redevelopment - Commercial Component Lease  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrrd/backgroundfile-5065.pdf>)

### 11.15 Proposed Renaming Rights of The Hummingbird Centre

EX10.6	AMENDED			Ward: 28
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**July 17, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Vaughan moved that the Item be referred to the Toronto Preservation Board with a request to consider the heritage aspects of an actual design and report to the Executive Committee.

*Vote on Referral:*

Adoption of motion 1 by Councillor Vaughan:

Yes - 5 Councillors:	Augimeri, Mammoliti, Moeser, Vaughan, Walker
No - 29 Councillors:	Ashton, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Ford, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Stintz

Lost by a majority of 24.

*Motions:*

2. Councillor McConnell moved that the Item be amended by adding the following:

Prior to approval of any new signage, the Toronto Preservation Board be consulted.

3. Councillor Heaps moved that the Item be amended by adding the following:

The Deputy City Manager and Chief Financial Officer be requested to report to the Executive Committee, for submission to City Council on October 22, 2007, on a process and criteria for naming rights of City owned properties, including the potential revenues on the identified properties.

*Ruling by Deputy Speaker:*

Deputy Speaker Lindsay Luby ruled motion 3 by Councillor Heaps out of order as it is beyond the scope of the Item under consideration.

*Votes:*

Adoption of motion 2 by Councillor McConnell:

Yes - 28 Councillors: Augimeri, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Ford, Hall, Jenkins, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Vaughan, Walker
No - 4 Councillors: Del Grande, Heaps, Kelly, Lee

Carried by a majority of 24.

Adoption of the Item, as amended:

Yes - 31 Councillors: Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Ford, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Vaughan
No - 1 Councillor: Walker



Carried by a majority of 30.

### City Council Decision

City Council adopted the following motions:

1. City Council approve of entering into an agreement with the designated company for the naming rights to the Centre substantially on the terms and conditions contained in Attachment 2 to this report and such other terms and conditions required by the City Solicitor and the Centre's Chief Executive Officer with the intent of renaming the Centre.
2. City Council direct that the funds received as a result of the naming rights agreement be deposited in the Hummingbird Centre Capital Improvement Reserve Fund.
3. City Council direct that, in the event that insufficient funds are raised to carry out the City Centre development, the naming rights revenues be henceforth deposited in the Hummingbird Centre Stabilization Reserve Fund.
4. Prior to approval of any new signage, the Toronto Preservation Board be consulted.
5. City Council request City officials and the Chief Executive Officer of the Centre to take all necessary steps to give effect thereto.

Confidential Attachment 1 to the report (June 11, 2007) from the Deputy City Manager and Chief Financial Officer and the Chief Executive Officer, Hummingbird Centre for the Performing Arts, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality or local board.

### Background Information

Proposed Renaming Rights of the Hummingbird Centre  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5097.pdf>)

#### 11.16 Casa Loma Operations and Governance

EX10.7	AMENDED			Ward: 21, 22
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Mihevc moved that:
  - a. the Item be referred back to the Executive Committee with a request that the City Manager develop governance structure options for Casa Loma that are guided by the principles of assuring a high level of transparency, professionalism and accountability.
  - b. the Item be amended by deleting Recommendation 2 of the Executive Committee and replacing it with the following:
    2. Council endorse the recommendations of CLAC for the creation of a new non-profit organization, the Casa Loma Trust, to oversee the operation of the Casa Loma estate and direct the General Manager of Economic Development, Culture and Tourism, in consultation with the City Manager and the City Solicitor, to report to the Executive Committee on the establishment of the Casa Loma Trust including its structure and mandate, and recognizing the historic role of Kiwanis with Casa Loma, that the Kiwanis Club:
      - a. be invited to participate as full partners in the work of creating the new not-for-profit organization;
      - b. participate on the new Board of Directors by selecting its members to sit on the Board (number of Board Members to be determined); and
      - c. receive sufficient revenue from the new organization to continue its charitable work.

*Proposal to Amend the Order Paper:*

Speaker Bussin, at 2:20 p.m., proposed that Council amend the Order Paper to complete consideration of Item EX10.7, prior to starting Item EY7.38, headed “St. Clair Avenue West between Westmount Avenue and McRoberts Avenue - Transit Improvement Project”, which had previously been set for consideration at 2:30 p.m.

Council concurred in the proposal by the Speaker.

*Vote on Referral:*

Adoption of motion 1a by Councillor Mihevc:

Yes - 4
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Councillors:	Filion, Fletcher, Mihevc, Moscoe
No - 26	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Ford, Grimes, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Moeser, Nunziata, Palacio, Pantalone, Perks, Saundercook, Stintz, Thompson, Walker

Lost by a majority of 22.

*Motions:*

2. Councillor Moscoe moved that the Item be amended by adding the following:
  1. The licence agreement with the Kiwanis Club of Casa Loma include requirements that the Casa Loma Operating and Capital budgets be subject to City Council review, in a manner similar to how the City reviews other partnership organization such as Business Improvement Areas (BIAs).
  2. Prior to finalizing the agreement with the Kiwanis, Council have the opportunity to review all renovation plans and contractual arrangements between Casa Loma and business organizations entering into major agreements with Casa Loma.
3. Councillor Nunziata moved that motion 2 by Councillor Moscoe be referred to the Deputy City Manager for review and report to the Executive Committee on the implications of the motion.

*Votes:*

Adoption of motion 1b by Councillor Mihevc:

Yes - 8	
Councillors:	Davis, Filion, Fletcher, Giambrone, Mihevc, Moscoe, Perruzza, Vaughan
No - 27	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Moeser, Nunziata, Ootes, Pantalone, Parker, Perks, Saundercook, Stintz, Walker

Lost by a majority of 19.

Adoption of motion 3 by Councillor Nunziata:

Yes - 29	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Jenkins, Kelly, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perruzza, Saundercook, Stintz
No - 7	
Councillors:	Davis, Lee, Mammoliti, Mihevc, Perks, Vaughan, Walker

Carried by a majority of 22.

Adoption of the Item, as amended:

Yes - 32	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Giambrone, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Walker
No - 5	
Councillors:	Davis, Fletcher, Mihevc, Moscoe, Vaughan

Carried by a majority of 27.

### **City Council Decision**

City Council adopted the following motions:

1. Council adopt a vision for Casa Loma to ensure that:
  - a. Casa Loma's programming, curatorial focus and interpretation fully reflect its Edwardian heritage, tell the story of Toronto in that era, and reflect the imagination, energy and innovation present in Toronto in the early 20<sup>th</sup> century;

- b. complementary programming, heritage walks, signage and marketing create a heritage precinct that links the Casa Loma estate to Spadina Museum and the City Archives, two important City assets in the neighbourhood; and
  - c. a refreshed visitor experience and stimulating heritage tours attract a greater number of Torontonians to the Casa Loma estate.
2. The City Manager and the Chief Corporate Officer, in conjunction with the General Manager of Economic Development Culture and Tourism, be authorized to negotiate and report back on a long term extension to the Licence Agreement with the Kiwanis Club for the operation of Casa Loma that implements the vision for Casa Loma through:
- a. enhanced heritage programming;
  - b. new visitor amenities;
  - c. expanded governance through the terms of reference, structure and composition for the Kiwanis Board of Trustees to ensure balanced representation of community and City interests;
  - d. a restructured financial arrangement that continues Casa Loma as a self-sustaining operation and maintains contributions to the exterior restoration project;
  - e. City approval for all alterations to the building and sublicence agreements;
  - f. a term of up to 20 years with performance benchmarks and a full review after three years;
  - g. annual progress reports to the Economic Development Committee;
  - h. an exciting, imaginative, interpretive restoration plan with emphasis on educating and entertaining visitors; and
  - i. the complete reinvigoration of the top floor galleries employing leading edge museum and entertainment technology that will bring to life the history and flavour of Edwardian Toronto.
3. The following motion be referred to Deputy City Manager Sue Corke for consideration, as outlined in Part 2 above:

Moved by Councillor Moscoe:

“That more than 50 percent of the appointees in the Casa Loma Board be City appointees and additionally that the Chair of the Board be appointed by the City.”

4. The following motion be referred to the Deputy City Manager for review and report to the Executive Committee on the implications of the motion:

Moved by Councillor Moscoe:

- “1. The licence agreement with the Kiwanis Club of Casa Loma include requirements that the Casa Loma Operating and Capital budgets be subject to City Council review, in a manner similar to how the City reviews other partnership organization such as Business Improvement Areas (BIAs).
  2. Prior to finalizing the agreement with the Kiwanis, Council have the opportunity to review all renovation plans and contractual arrangements between Casa Loma and business organizations entering into major agreements with Casa Loma.”
5. The appropriate officials be authorized to take the necessary action to give effect thereto.

### **Background Information**

Casa Loma Operations and Governance

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5069.pdf>

Report of stakeholder consultations in respect of Casa Loma Advisory Committee report and final recommendations

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5071.pdf>

Kiwanis Club of Casa Loma - Casa Loma Day - Visitor Experience Concept

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5113.pdf>

Casa Loma Connection (Executive Summary)

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5114.pdf>

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Council also considered the following:

- (July 11, 2007) from Trelawny Howell. (EX10.7.1)
- (July 17, 2007) from Stephen Thiele and Brian Roussie, Co-Founders, The Toronto Party. (EX10.7.2)
- (July 17, 2007) from Trelawny Howell. (EX10.7.3)
- (June 9, 2007) Issue Note, entitled “New Vision and Revitalization for Historic Casa Loma, submitted by Councillor Joe Mihevc, Ward 21, St. Paul’s. (EX10.7.4)
- (June 2, 2007) Briefing Note from the Executive Director, Culture, submitted by Councillor Joe Mihevc, Ward 21, St. Paul’s. (EX10.7.5)

- Report (May 19, 2006) from the General Manager, Economic Development, Culture and Tourism, addressed to the Economic Development and Parks Committee, submitted by Councillor Joe Mihevc, Ward 21, St. Paul's. (EX10.7.6)
- Pamphlet (undated) prepared by Kiwanis International and the Liberty Entertainment Group, entitled "Re-imagine Casa Loma", submitted by Councillor Joe Mihevc, Ward 21, St. Paul's. (EX10.7.7)

11.17 **Streamlining Waterfront Revitalization in East Bayfront**

EX10.8	AMENDED			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motion to Reconsider:*

Councillor Rae, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider this Item, which carried, two-thirds of Members present having voted in the affirmative.

*Motion:*

1. Councillor Rae moved that the Item be amended by the following:

TEDCO be requested to continue its projects and activities as currently contemplated by its Board until the City's Executive Committee considers matters related to TEDCO at its September 4, 2007 meeting.

*Votes:*

Motion 1 by Councillor Rae carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Council authorize and direct TEDCO to transfer to the City, and the City to acquire from TEDCO, the lands owned by TEDCO in East Bayfront, with the exception of those lands required for First Waterfront Place, (the TEDCO East Bayfront Lands) as is and for nominal consideration (\$2) following receipt of, and on a date or dates (if all of the TEDCO East Bayfront Lands are not transferred at one time) set out in written notice from the Deputy City Manager whose

responsibilities include waterfront revitalization to TEDCO's President and Chief Executive Officer or the Chair of TEDCO's board of directors.

2. Council require that the following matters be completed or provided for to the satisfaction of the Deputy City Manager whose responsibilities include Waterfront Revitalization, in consultation with the City Solicitor and other City officials as appropriate, in respect of the lands to be transferred to the City before the City gives written notice to TEDCO authorizing and directing it to transfer those lands:
  - a. completion by Waterfront Toronto of soil and ground water testing, and development by Waterfront Toronto of a comprehensive remediation and risk management plan (the Remediation and Risk Management Plan) for the TEDCO East Bayfront Lands;
  - b. receipt by the City of a written undertaking from Waterfront Toronto to implement the Remediation and Risk Management Plan to the satisfaction of the City and at no cost to the City, other than the City's proposed contribution for that purpose which is included in the Council-approved five year plan for Waterfront Revitalization;
  - c. confirmation from Waterfront Toronto of a comprehensive package of risk mitigation tools relating to the TEDCO East Bayfront Lands, including insurance and indemnities in favour of the City;
  - d. Waterfront Toronto providing a legal title opinion in respect of the TEDCO East Bayfront Lands to be transferred;
  - e. payment by Waterfront Toronto of:
    - i. land transfer tax in connection with the transfer of TEDCO East Bayfront Lands to the City, or , if the Deputy City Manager whose responsibilities include Waterfront Revitalization agrees, provision of a letter of credit or alternative financial security acceptable to the Province; and
    - ii. Waterfront Toronto's covenant to pay all other costs associated with the land transfers including legal costs and disbursements;
  - f. an agreement between the City and Waterfront Toronto or receipt by the City of an undertaking from Waterfront Toronto providing that:
    - i. \$15 million of the City's contribution to Waterfront Revitalization through the City's Waterfront Capital Account shall be held in reserve to cover any third party claims against TEDCO or the City and address any governmental orders against the City and/or



- TEDCO associated with ownership of the TEDCO East Bayfront Lands;
- ii. Waterfront Toronto shall replace this reserve with revenues from the development of lands in East Bayfront by December 31, 2010; and
  - iii. no payments will be made out of the reserve without Council approval;
- g. with respect to the TEDCO-owned lands on which there is a rail spur that services the Redpath Sugar Refinery, satisfaction following completion of a title search, review of any leases and other due diligence, that the condition of the rail spur property and the obligations related to ownership of this property are acceptable to the City;
- h. receipt by the City of Waterfront Toronto's undertaking in favour of the City to:
- i. develop and implement a comprehensive strategy for relocating the remaining tenants on TEDCO East Bayfront Lands, if needed, prior to the termination dates on such leases; and
  - ii. update the parking strategy included in Waterfront Toronto's business plan for East Bayfront to address the needs of businesses, residents and visitors to the precinct and to reflect the "transit first" focus of the Waterfront Initiative; and
- i. receipt by the City of Waterfront Toronto's written confirmation to the City's Waterfront Project Director that Waterfront Toronto is on track to achieve the following deliverables:
- i. confirmation of an institutional tenant for the Queen Elizabeth Docks or, in absence of this, the issuance of a Request for Proposals for development of Phase One of the East Bayfront Precinct prior to September 30, 2007;
  - ii. an operational LRT from Union Station to Parliament Street, along Queen's Quay East by December 31, 2011;
  - iii. completion of Sherbourne Park (south) and Phase One of the Water's Edge Promenade by May 31, 2010; and
  - iv. installation of District Energy Infrastructure for East Bayfront by March 1, 2009.

3. Council instruct the Waterfront Project Director to initiate discussions among City, Waterfront Toronto and TEDCO officials regarding whether or not TEDCO will carry out site investigations or site remediation, or both, for Waterfront Toronto on the TEDCO East Bayfront Lands, and how to facilitate the completion of that work; and direct TEDCO to make all existing environmental and other information related to the TEDCO Lands available to Waterfront Toronto.
4. Council instruct staff to establish a Task Force of senior City and Waterfront Toronto officials to facilitate satisfaction of all conditions and actions needed to complete the transfers of the TEDCO East Bayfront Lands (other than the rail spur property referred to in Recommendation 1(f) if the City elects not to accept a transfer of that property) by TEDCO to the City by December 31, 2007 or as soon as possible thereafter, such Task Force to be chaired by the Deputy City Manager whose responsibilities include Waterfront Revitalization, or his designate.
5. Council instruct the City's Chief Corporate Officer, in consultation with the Waterfront Project Director, to assume responsibility for managing existing leases, lands and tenants on the TEDCO East Bayfront Lands with all revenues from existing uses accruing to TEDCO.
6. Council direct TEDCO to provide the City's Chief Corporate Officer with originals or certified copies of all leases and other documents that he will need to effectively manage the leases and tenants on the TEDCO East Bayfront Lands, and otherwise act as the landlord with respect to these leases.
7. Council authorize the City to supplement the City's existing unanimous shareholder declaration to TEDCO and the TEDCO shareholder resolution relating to the land transfers, and enhance the City's indemnity of the directors and officers of TEDCO:
  - i. to make it clear that the indemnity applies with respect to the transfers recommended in this report; and
  - ii. to provide that TEDCO directors and officers will be indemnified against any future claims or MOE orders relating to these lands.
8. Given that TEDCO's opportunities to generate revenues from its lands in the Central Waterfront are declining, that TEDCO officials have advised that TEDCO will encounter cash flow difficulties at the end of 2007 or early in 2008, and that the proposed review to address funding and other issues relating to TEDCO is not expected to be reported on until March 2008, the City Manager be directed to report to Council in September 2007, through the Executive Committee, on providing transitional funding to TEDCO, if required.

9. The Waterfront Project Director and City Solicitor undertake a review of the MOU between the City, TEDCO and Waterfront Toronto to determine what amendments can be made to streamline project implementation in the Port Lands while addressing the objectives and requirements of the three parties, with all such amendments being subject to Council approval.
10. TEDCO be requested to continue its projects and activities as currently contemplated by its Board until the City's Executive Committee considers matters related to TEDCO at its September 4, 2007 meeting.
11. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### Background Information

Streamlining Waterfront Revitalization in East Bayfront

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5074.pdf>

TEDCO Governance Review

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5076.pdf>

### 11.18 Establishing the Toronto Ombudsperson

EX10.10	DEFERRED			Ward: All
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#### July 17, 2007

Deputy Speaker Lindsay Luby in the Chair.

#### Motions:

1. Councillor Del Grande moved that the Item be amended by amending Recommendation 4 of the Executive Committee to read as follows:
  4. a list of candidates be presented to a selection panel composed of the Mayor as Chair, and four members of Council as recommended by the Striking Committee.
2. Councillor Moscoe moved that the Item be amended by adding the following:
  - a. That it be a standard condition of all future contracts signed by the City, along with all agreements, including agreements to purchase goods and services, to provide unfettered access by the Ombudsperson.
  - b. A Member of Council is deemed to be an Officer of the Corporation of the City of Toronto.

3. Councillor Mammoliti moved that the Item be amended by adding the following:  
The jurisdiction of the Ombudsperson not include complaints made against Members of Council.

*Vote:*

Adoption of motion 2a by Councillor Moscoe:

Yes - 23 Councillors: Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Rae, Vaughan, Walker
No - 7 Councillors: Ford, Hall, Kelly, Mammoliti, Nunziata, Palacio, Parker

Carried by a majority of 16.

*Ruling by Deputy Speaker:*

Deputy Speaker Lindsay Luby ruled motion 2b by Councillor Moscoe out of order, as it is illegal.

*Motion to Reconsider:*

Councillor Heaps, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the debate on this Item, in order to allow him an opportunity to speak, the vote in which was take as follows:

Yes - 29 Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, Del Grande, Feldman, Filion, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Stintz, Vaughan, Walker
No - 1 Councillor: Ford

Carried, two-thirds of Members present having voted in the affirmative.

*Motion:*

4. Councillor Heaps moved that the Item be deferred to the October 22, 2007 meeting

of City Council, and the City Manager be requested to write to the Provincial government requesting funding for this position, and the position of Lobbyist Registrar.

*Ruling by Deputy Speaker:*

Deputy Speaker Lindsay Luby ruled the reference to the position of Lobbyist Registrar in motion 4 by Councillor Heaps out of order, as it is beyond the scope of the Item under consideration.

*Vote on Deferral:*

Adoption of motion 4 by Councillor Heaps, as it pertains to the position of Ombudsperson only:

Yes - 26	
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, Feldman, Fillion, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Nunziata, Palacio, Parker, Perks, Rae, Saundercook, Stintz, Vaughan, Walker
No - 7	
Councillors:	Ashton, Del Grande, Ford, Kelly, Milczyn, Moscoe, Pantalone

Carried by a majority of 19.

Due to the above decision of Council, motion 1 by Councillor Del Grande and motion 3 by Councillor Mammoliti were not put to a vote. Motion 2a by Councillor Moscoe was redundant.

**City Council Decision**

City Council deferred consideration of this Item to the October 22, 2007 meeting of City Council, and requested the City Manager to write to the Provincial government requesting funding for this position.

**Background Information**

Establishing the Toronto Ombudsperson  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5088.pdf>)

Council also considered the following:

- Report (July 9, 2007) from the City Manager. ([EX10.10a](#))

### 11.19 Toronto Symphony Orchestra Line of Credit Guarantee

<b>EX10.11</b>	NO AMENDMENT			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 28	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, Feldman, Filion, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Nunziata, Palacio, Pantalone, Parker, Rae, Stintz, Thompson, Vaughan, Walker
No - 3	Councillors: Del Grande, Fletcher, Ford

Carried by a majority of 25.

### City Council Decision

City Council adopted the following motions:

1.
  - a. Council approve the renewal and increase of the line of credit guarantee on behalf of the Toronto Symphony Orchestra TSO. to its financial institution in the amount of \$3,000,000.00 inclusive of all interest payable by the TSO, commencing on October 31, 2007, and ending on October 31, 2010;
  - b. the City extend the agreement with the TSO with respect to the line of credit guarantee; and
  - c. the City extend the tri-party agreement with the TSO and with its financial institution with respect to the line of credit guarantee.
2. Such guarantee and all related agreements be on terms and conditions satisfactory to the City Solicitor, the Deputy City Manager and Chief Financial Officer and Deputy City Manager Sue Corke, and that the Deputy City Manager and Chief Financial Officer be requested to negotiate appropriate and adequate safeguards, to the satisfaction of the City Solicitor, with the City being promptly advised in the event of default or delay in the payment of interest.

3. The guarantee be deemed to be in the interest of the municipality.
4. The appropriate officials be authorized to take the necessary action to give effect thereto.

**Background Information**

Toronto Symphony Orchestra Line of Credit Guarantee  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5034.pdf>

11.20 **Toronto Hydro Corporation - 2006 Annual General Meeting and Annual Audited Financial Statements**

<b>EX10.12</b>	NO AMENDMENT				Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Votes:*

Adoption of the Item, without amendment:

Yes - 35	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Thompson, Vaughan, Walker
No - 0	

Carried, without dissent.

**City Council Decision**

City Council adopted the following motions:

1. City Council consider the Council meeting to be the Annual General Meeting of the Shareholder for Toronto Hydro Corporation by:
  - a. adopting the recommendations embodied in the Toronto Hydro Corporation report, dated May 4, 2007, forming Attachment 1 to this report, that appoints Ernst and Young as the auditor for Toronto Hydro

Corporation and receives the report from the Chair of the Board of Directors; and

- b. receiving the information report of the Deputy City Manager and Chief Financial Officer, dated May 14, 2007, "Toronto Hydro Corporation – Financial Statements", forming Attachment 2 to this report and receiving the financial statements forming Appendix A to that report.
2. City Council refer Attachment 2 to the Audit Committee for review.

### Background Information

Toronto Hydro Corporation - 2006 Annual General Meeting and Annual Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5036.pdf>

Consolidated Financial Statements

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5037.pdf>

### 11.21 Coca-Cola Bottling Ltd. Sponsorship Agreement

EX10.16	NO AMENDMENT			Ward: 19
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**July 16, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motions:

1. City Council authorize an agreement between The Board of Governors of Exhibition Place and Coca-Cola for a period of five years, starting June 1, 2007, and expiring May 31, 2012, to be the official and exclusive soft drink provider to Exhibition Place (including the Direct Energy Centre) and the Canadian National Exhibition Association (CNEA) on the terms and conditions set out in this report and the Confidential Attachment 1 to this report and such other terms and conditions as may be satisfactory to the Chief Executive Officer of Exhibition Place and the City Solicitor.
2. City Council direct that the confidential information in Attachment 1 not be released publicly in order to protect the competitive position and the future economic interests of the City of Toronto and The Board of Governors of



Exhibition Place.

Confidential Attachment 1 to the report (May 16, 2007) from the Chief Executive Officer, Exhibition Place, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality or local board.

### **Background Information**

Coca-Cola Bottling Ltd. Sponsorship Agreement

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5045.pdf>

## 11.22 **Toronto Police Service: Renewal of the Community Policing Partnership Program Grant Agreement**

<b>EX10.18</b>	AMENDED			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Palacio moved that the Item be amended by adding the following:
  1. City Council reaffirm its decision of December 5, 6 and 7, 2005 (Policy and Finance Committee Report 9, Clause 43), which requested the Toronto Police Services Board to report on:
    - a. the number of Police Officers specifically trained by the Police Training College in community policing, the maximum number of trainees in community policing that the Police Training College can accommodate per year, and a breakdown of the multicultural component of each trainee; and
    - b. where the 250 Police Officers, as they relate to the City of Toronto, will be deployed, the ratio between the number of Police Officers allocated per Police Division in the City, and the actual crime rates related to those Divisions.
  2. The Chair of the Toronto Police Services Board be requested to report to the Executive Committee on how the new uniform hires under the Community Policing Partnership funded programs are re-deployed within Toronto Police Service stations across the City, including the diversity breakdown of the Officers.

*Votes:*

Adoption of motion 1 by Councillor Palacio:

Yes - 27	Councillors: Ainslie, Augimeri, Bussin, Cho, Davis, Del Grande, Di Giorgio, Filion, Ford, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan
No - 2	Councillors: Kelly, Parker

Carried by a majority of 25.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. the City of Toronto renew the Community Policing Partnership (CPP) Agreement with the Province and the Toronto Police Services Board, on terms and conditions substantially similar to those contained in the previous CPP Grant Program Agreement with the Province, subject to approval as to form by the City Solicitor.
2. City Council reaffirm its decision of December 5, 6 and 7, 2005 (Policy and Finance Committee Report 9, Clause 43), which requested the Toronto Police Services Board to report on:
  - a. the number of Police Officers specifically trained by the Police Training College in community policing, the maximum number of trainees in community policing that the Police Training College can accommodate per year, and a breakdown of the multicultural component of each trainee; and
  - b. where the 250 Police Officers, as they relate to the City of Toronto, will be deployed, the ratio between the number of Police Officers allocated per Police Division in the City, and the actual crime rates related to those Divisions.
3. The Chair of the Toronto Police Services Board be requested to report to the Executive Committee on how the new uniform hires under the Community Policing Partnership funded programs are re-deployed within Toronto Police Service stations across the City, including the diversity breakdown of the Officers.

**Background Information**

Toronto Police Service: Renewal of the Community Policing Partnership Program Grant Agreement

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5048.pdf>

11.23 **Toronto Water Capital Budget: 2006 Carry-Forward Funding and 2007 Cashflow Reallocations**

EX10.20	NO AMENDMENT			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council approve the \$63.625 million in unspent cash-flow from Toronto Water's approved 2006 Capital Budget and related financing, as detailed in Appendix 1, being carried forward and included in Toronto Water's approved 2007 Capital Budget. As the total carry-forward amount remains unchanged, the adjustments have no net impact on Toronto Water's approved 2007 Capital Budget cashflow of \$410.001 million.
2. City Council approve the technical adjustments and budget reallocations detailed in Appendix 2 of this report, which have no impact on the Toronto Water's total approved 2007 Capital Budget cash flow.
3. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

**Background Information**

Toronto Water Capital Budget: 2006 Carry-Forward Funding and 2007 Cashflow Reallocations

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5050.pdf>

11.24 **2006 Final Year-End Capital Variance Report**

EX10.26	NO AMENDMENT			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council approve an increase to the total project cost and cash flow of \$53 million for the Exhibition Place - Soccer Stadium Construction project fully funded by the Federal and Provincial governments and private sector partners, in order to reflect the flow through of these funds to the City's accounts, along with additional 2006 carry forward funding adjustments which then total \$45.073 million to the 2007 Approved Capital Budget as detailed in Appendix 2, attached.
2. City Council approve closure of completed projects as detailed in Appendix 3 and, in accordance with the Financial Control By-law, direct that, after fully funding overspent projects, any remaining unspent funds be returned to original funding sources.
3. City Council authorize and direct the appropriate staff to take the necessary action to give effect thereto.

**Background Information**

2006 Final Year-End Capital Variance Report

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5092.pdf>

Appendix 1

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5093.pdf>

Appendix 2

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5094.pdf>

Appendix 3

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5095.pdf>

11.25 **2006 Final Year-End Operating Variance Report**

EX10.27	NO AMENDMENT			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council approve the transfer of the additional 2006 final net operating surplus of \$12.147 million to City reserve funds in accordance with City approved policy as follows: Social Housing Stabilization Reserve Fund (\$0.660 million); Emergency Planning Reserve Fund (\$5.000 million) for a pandemic influenza preparedness account; and, Capital Financing Reserve Fund (\$6.487 million).
2. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

**Background Information**

2006 Final Year-End Capital Variance Report

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5082.pdf>

11.26 **Cliffcrest Branch Relocation – New Capital Project**

EX10.28	NO AMENDMENT			
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**July 16, 2007**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 28	Councillors: Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Mihevc, Moeser, Moscoe, Nunziata, Palacio, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 6	Councillors: Fletcher, Ford, Giambrone, Lindsay Luby, McConnell, Milczyn

Carried by a majority of 22.

### City Council Decision

City Council adopted the following motions:

1. City Council approve a new 2007 capital project for the relocation of the Cliffcrest Branch at a cost of \$750,000.00 gross, \$138,000.00 debt, requiring a 2007 gross cash flow of \$300,000.00 and a 2008 cash flow commitment of \$450,000.00.
2. City Council approve a budget transfer of \$144,000.00 gross (\$138,000.00 debt) from the 2007 Multi-Branch Minor Renovations capital project to offset the costs of the relocation of Cliffcrest Neighbourhood Branch.
3. City Council approve the use of development charges funding in the amount of \$162,000.00.
4. City Council authorize and direct staff to take the necessary action to give effect thereto.

### Background Information

Cliffcrest Branch Relocation - New Capital Project

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5083.pdf>)

#### 11.27 Interest-Free Loan for Thorncliffe Park Day Care

EX10.30	NO AMENDMENT			Ward: 26
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**July 16, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motions:

1. City Council grant approval to provide an interest-free repayable loan to Thorncliffe Park Day Care, through the Toronto District School Board, of up to \$150,000.00 from the Child Care Capital Reserve for the purchase of a portable to house the school-age program at Thorncliffe Park Elementary School.
2. City Council grant authority to the General Manager, Children's Services, to negotiate the agreement and execute it on behalf of the City and that the agreement have terms that are satisfactory to the General Manager and be in a form

acceptable to the City Solicitor.

3. City Council approve funds of up to \$150,000.00 being drawn from the Child Care Capital Reserve for this purpose.

**Background Information**

Interest-Free Loan for Thorncliffe Park Day Care  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5089.pdf>

**Declared Interest (City Council)**

Councillor Moscoe - in that his daughter is a part-time child-care worker employed by the Children Services Division.

**11.28 Affordable Housing Funding Allocations for 2007-2008**

<b>EX10.31</b>	NO AMENDMENT			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 34	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Thompson, Vaughan, Walker
No - 1	Councillor: Ford

Carried by a majority of 33.

**City Council Decision**

City Council adopted the following motions:

1. Federal Housing Trust Fund-Provincial Delivering Opportunities for Ontario Renters Initiative (DOOR) funds received by the City of Toronto of twenty six

million, six hundred and ninety thousand dollars (\$26,690,000.00) be contributed to the City's Capital Revolving Fund for Affordable Housing (CRF) for the development of new affordable housing and be allocated as outlined in Table 2, Appendix 1.

2. Council grant authority to allocate existing funding from the CRF as follows:
  - a. YWCA of Greater Toronto, 110 Edward Street:
    - i. authority to loan two million dollars (\$2,000,000.00) from the City's CRF to YWCA of Greater Toronto for the installation of a geothermal/in-slab radiant heating and cooling system in the Affordable Housing Development at the City-owned site of 110 Edward Street, to be principal and interest free for the first five years at which time the terms and conditions are to be renegotiated pending the securing of alternative financing;
    - ii. authority be granted to enter into a Contribution Agreement with YWCA for the funds on terms and conditions satisfactory to the Director of Development, Affordable Housing Office the Director. and in a form approved by the City Solicitor; and
    - iii. the Director be authorized and directed, on behalf of the City, to execute such agreement, on terms and conditions satisfactory to the Director in a form approved by the City Solicitor;
  - b. Houses Opening Today Toronto (HOTT), 30 Darrell Avenue:
    - i. authority be granted to fund Houses Opening Today Toronto ("HOTT") in an amount up to nine hundred and fifty three thousand, (\$953,000.00) by way of loan and grant from the CRF, the final amount and terms to be determined by the Director;
    - ii. authority be granted to enter into an agreement to amend the City's Loan and Grant Agreement with HOTT ("the Amending Agreement") and any other documents deemed necessary to give effect thereto. The Amending Agreement is to set out the terms and conditions of the City's assistance, including the ability to ensure that a viable, long-term operating and management plan is in effect; on such terms and conditions as determined by the Director and in a form approved by the City Solicitor; and
    - iii. the Director be authorized and directed, on behalf of the City, to execute all agreements and documents set out in the above recommendations, on terms and conditions satisfactory to the



Director in a form approved by the City Solicitor.

3. Council commit the expenditure of reallocated funds from the Canada-Ontario Affordable Housing Program AHP. funds, subject to confirmation of funding and a report back to Council on the complete details of each project, to:
  - a. 87 units in a new development in Regent Park by the Christian Resource Centre; and
  - b. the redevelopment of Chester Village, 717 Broadview Ave, as affordable housing,

and further that the Deputy City Manager responsible for the Affordable Housing Office to write to the Community Partnerships and Projects Branch - Toronto Unit of the Ministry of Municipal Affairs and Housing informing them of Toronto's request for additional funding to address the commitments outlined in this recommendation.

**Background Information**

Affordable Housing Funding Allocations for 2007-2008  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5024.pdf>)

**11.29 Affordable Housing – Lease of City-Owned Site and Incentives to TCHC for 60 Richmond Street East**

<b>EX10.33</b>	NO AMENDMENT			Ward: 28
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**July 16, 2007**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

<p>Yes - 32 Councillors: Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker</p>
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<p>No - 2 Councillors: Ford, Holyday</p>
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Carried by a majority of 30.

### **City Council Decision**

City Council adopted the following motions:

1. Council grant authority to enter into a 50-year less a day lease with TCHC for the City-owned property at 60 Richmond Street East for the purpose of developing an affordable housing project and any ancillary uses at a nominal rent, substantially on the terms and conditions outlined in Appendix 1 to this report and in a form acceptable to the City Solicitor.
2. The City Solicitor be authorized to complete the lease transaction for 60 Richmond Street East on behalf of the City, including payment of necessary expenses and amending the commencement date of the lease and any other dates to such earlier or later date and on such terms and conditions as she may from time to time consider reasonable.
3. The Chief Corporate Officer be authorized to administer and manage the lease including the provision of any consents, approvals, waiver notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.
4. Council grant authority to exempt the Property from taxation for municipal and school purposes for twenty-five years, the term of the municipal capital facility agreement.
5. Council grant authority to exempt the Property from payment of development charges and applicable planning fees and charges.
6. Council grant authority to provide one hundred and fifty thousand dollars (\$150,000.00) as pre-development funding to assist with the cost of environmental sustainability and design consultants from the Mayor's Homelessness Initiative Reserve Fund on such terms and conditions satisfactory to the Director of

Development, Affordable Housing Office and in a form approved by the City Solicitor.

7. Council grant authority to designate the Property as social housing accommodation, allowing all or part of the project relief from normal parking standards, where applicable.
8. Council grant authority to enter into a municipal capital facility agreement and such other agreements, licences, security, documents, with the recommended proponent to provide for the development and operation of affordable housing, on such terms and conditions as the Director of Development, Affordable Housing Office considers appropriate and in a form approved by the City Solicitor.
9. The Director of Development, Affordable Housing Office be authorized and directed, on behalf of the City, to execute the municipal capital facility agreement and such other agreements and documents deemed necessary, on terms and conditions satisfactory to the Director of Development, Affordable Housing Office and in a form approved by the City Solicitor.

### **Background Information**

Affordable Housing - Lease of City-Owned Site and Incentives to TCHC for 60 Richmond Street East

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5025.pdf>

### 11.30 **Affordable Housing Office – Railway Lands Development**

EX10.34	AMENDED			Ward: 20
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**July 16, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Vaughan moved that the Item be amended by adding the following:

That Council adopt the following staff recommendations contained in the report (July 4, 2007) from the Deputy City Manager and the Chief Corporate Officer:

1. Authority be granted to the Director of Real Estate Services, in consultation with the Director of Development, Affordable Housing Office, to negotiate and enter into Offers to Sell the lands known as Blocks 31, 32 and 36 from Toronto Community Housing Corporation (TCHC), for use by it in the development of a community, including affordable rental and

ownership housing, on terms and conditions acceptable to the Director and in a form acceptable to the City Solicitor.

2. Authority be granted to the Director of Real Estate Services, in consultation with the Director of Development, Affordable Housing Office, to negotiate and accept an Offer to Sell with the TCHC for the lands known as Block 18AB with provision for the assignment of the Agreement by TCHC to any third party, provided that the net proceeds from the sale of Block 18AB be used by TCHC to develop a community, including affordable rental and ownership housing, on Blocks 31, 32 and 36, on terms and conditions acceptable to the Director of Real Estate Services and the Director of Development, Affordable Housing Office and in a form acceptable to the City Solicitor.
3. Authority be granted to exempt the lands, developed as affordable rental housing, as defined by the Director of Development, Affordable Housing Office, from taxation for municipal and school purposes, for a period of 25 years.
4. Authority to be granted to exempt the lands, to be developed as affordable rental and ownership housing, from payment of development fees and charges and/or development levies pursuant to the 1994 Development Levy Agreement.
5. Authority be granted for the Director of Development, Affordable Housing Office, to negotiate municipal capital facility agreements for Blocks 32 and 36, Block 31 and Blocks 18AB ( known as “Contribution Agreements”) to provide for the funding assistance and monitoring required to develop the 242 affordable housing units and compatible uses on Blocks 32 and 36, and such number of units as shall be determined on Block 31 (now estimated to be 200 units) on terms and conditions satisfactory to the Director of Development, Affordable Housing Office, and in a form acceptable to the City Solicitor.
6. The Director of Development, Affordable Housing Office, be authorized and directed, on behalf of the City, to execute the municipal capital facility agreements and any other licences, consents or other documents required to complete the transactions, in a form acceptable to the City Solicitor.
7. The City Solicitor be authorized to complete the land transfer transactions on behalf of the City, including payment of any necessary expenses and amending the closing dates and any other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

8. Authority be granted for the City to make or provide its consent as owner to any regulatory applications by TCHC and to grant licences for the purposes of entering onto the Railway Lands to carry out pre-development activities, and that the Director, Real Estate Services, or his designate be authorized to execute the applications, consents and licences.

*Vote:*

Adoption of the Item, as amended by motion 1 by Councillor Vaughan:

Yes - 34	
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 2	
Councillors:	Ford, Holyday

Carried by a majority of 32.

### **City Council Decision**

City Council adopted the following motion:

1. Authority be granted to fund the Toronto Community Housing Corporation (TCHC) for development of affordable housing on the Railway Lands Blocks 32 and 36 in an amount of twenty one million ninety thousand, (\$21,090,000.00) as a grant by way of forgivable loan from the CRF, being made up of approximately \$17.09 million from the Federal Housing Trust Fund-Provincial Delivering Opportunities for Ontario Renters Initiative (DOOR) funds and \$4 million previously committed from the City's Capital Revolving Fund for Affordable Housing (CRF) subject to:
  - a. facilitating the timely development of affordable housing and other public benefits on the city owned properties on the Railway Land, and that the Deputy City Manager responsible for Affordable Housing be requested to work with Toronto Community Housing Corporation officials and submit a report directly to the Toronto City Council for its meeting on July 16, 2007, on the details of negotiations to ensure the timely transfer of the lands identified as Blocks 32, 36, 31,18A and 18B, and the funding terms and conditions between the City and the Toronto Community Housing Corporation; and

- b. Council approval of the transfer of the DOOR funds to the CRF.
2. Authority be granted to the Director of Real Estate Services, in consultation with the Director of Development, Affordable Housing Office, to negotiate and enter into Offers to Sell the lands known as Blocks 31, 32 and 36 from Toronto Community Housing Corporation (TCHC), for use by it in the development of a community, including affordable rental and ownership housing, on terms and conditions acceptable to the Director and in a form acceptable to the City Solicitor.
3. Authority be granted to the Director of Real Estate Services, in consultation with the Director of Development, Affordable Housing Office, to negotiate and accept an Offer to Sell with the TCHC for the lands known as Block 18AB with provision for the assignment of the Agreement by TCHC to any third party, provided that the net proceeds from the sale of Block 18AB be used by TCHC to develop a community, including affordable rental and ownership housing, on Blocks 31, 32 and 36, on terms and conditions acceptable to the Director of Real Estate Services and the Director of Development, Affordable Housing Office and in a form acceptable to the City Solicitor.
4. Authority be granted to exempt the lands, developed as affordable rental housing, as defined by the Director of Development, Affordable Housing Office, from taxation for municipal and school purposes, for a period of 25 years.
5. Authority to be granted to exempt the lands, to be developed as affordable rental and ownership housing, from payment of development fees and charges and/or development levies pursuant to the 1994 Development Levy Agreement.
6. Authority be granted for the Director of Development, Affordable Housing Office, to negotiate municipal capital facility agreements for Blocks 32 and 36, Block 31 and Blocks 18AB ( known as “Contribution Agreements”) to provide for the funding assistance and monitoring required to develop the 242 affordable housing units and compatible uses on Blocks 32 and 36, and such number of units as shall be determined on Block 31 (now estimated to be 200 units) on terms and conditions satisfactory to the Director of Development, Affordable Housing Office, and in a form acceptable to the City Solicitor.
7. The Director of Development, Affordable Housing Office, be authorized and directed, on behalf of the City, to execute the municipal capital facility agreements and any other licences, consents or other documents required to complete the transactions, in a form acceptable to the City Solicitor.
8. The City Solicitor be authorized to complete the land transfer transactions on behalf of the City, including payment of any necessary expenses and amending the closing dates and any other dates to such earlier or later date(s) and on such terms

and conditions as she may from time to time consider reasonable.

9. Authority be granted for the City to make or provide its consent as owner to any regulatory applications by TCHC and to grant licences for the purposes of entering onto the Railway Lands to carry out pre-development activities, and that the Director, Real Estate Services, or his designate be authorized to execute the applications, consents and licences.

### Background Information

Affordable Housing Office - Railway Lands Development

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5026.pdf>

Council also considered the following:

- Report (July 4, 2007) from the Deputy City Manager and the Chief Corporate Officer. ([EX10.34a](#))

### 11.31 Habitat for Humanity Request for Fee Forgiveness – 4200 Kingston Road

EX10.35	NO AMENDMENT			Ward: 43
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#### July 17, 2007

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motions:

1. City Council recognize the development of 4200 Kingston Road by Habitat for Humanity as an affordable home ownership initiative within the City of Toronto.
2. Authority be granted at this site for a one-time grant of \$131,364.48 from the City's Capital Revolving Fund equivalent to the building permit fees, development charges and park levy.
3. The Deputy City Manager, in consultation with the Chief Building Official and the Chief Financial Officer, report to Executive Committee on a policy as it relates to the waiver of fees and charges to non-profit home ownership initiatives and the legislative authority to support such policies.

4. City officials take whatever action is necessary to give effect to these recommendations.

### Background Information

Habitat for Humanity Request for Fee Forgiveness - 4200 Kingston Road  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5027.pdf>)

### 11.32 Office of the Lobbyist Registrar 2007 Operating Budget

<b>EX10.40</b>	AMENDED			Ward: All
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This Item was submitted without recommendation.

#### July 17, 2007

Speaker Bussin in the Chair.

#### *Motions:*

1. Councillor Moscoe moved that Council adopt the following recommendations of the Budget Committee contained in the transmittal letter (July 10, 2007) from the Committee:
  1. Approve the 2007 Operating Budget for the Office of the Lobbyist Registrar at \$711,304.00.
  2. Transfer funding in the amount of \$470,304.00 from the 2007 Approved Non Program budget to the Office of the Lobbyist Registrar.
2. Councillor Ford moved that the Item be received for information.
3. Councillor Del Grande moved that Council adopt the following:

The budget for the Office of the Lobbyist Registrar be the same amount as that for the Office of a City Councillor:

Office budget	\$ 53,100.00
Staff budget	\$199,049.00
Staff benefits	\$ 41,800.00
Councillor's salary	\$ 95,000.00
1/44 General	
Administration budget	<u>\$ 15,000.00</u>



Total: \$366,949.00

4. Councillor Mammoliti moved that the Item be deferred to the October 22, 2007 meeting of City Council, and the City Manager be requested to seek appropriate funding from the Province for the Office of the Lobbyist Registrar and submit a report to Council on the outcome of those discussions.

*Vote on Deferral:*

Adoption of motion 4 by Councillor Mammoliti:

Yes - 7	
Councillors:	Augimeri, Carroll, Ford, Mammoliti, Nunziata, Palacio, Thompson
No - 26	
Mayor:	Miller
Councillors:	Ashton, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Ootes, Pantalone, Perks, Perruzza, Rae, Saundercook, Stintz, Vaughan

Lost by a majority of 19.

*Motion to Reconsider:*

Councillor Thompson, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the previous vote, the vote on which was taken as follows:

Yes - 30	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Saundercook, Stintz, Thompson, Vaughan
No - 4	
Councillors:	Feldman, Ford, Parker, Rae

Carried, two-thirds of Members present having voted in the affirmative.

*Re-vote on Deferral:*

Adoption of motion 4 by Councillor Mammoliti:

Yes - 5 Councillors:	Augimeri, Davis, Ford, Mammoliti, Palacio
No - 29 Mayor: Councillors:	Miller Ashton, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan

Lost by a majority of 24.

*Motion:*

5. Councillor Nunziata moved that motion 1 by Councillor Moscoe be amended by reducing the funding amount by an amount equal to the salary costs of the proposed additional staff, so that no further staff be added to the existing 3 positions.

*Votes:*

Adoption of motion 2 by Councillor Ford:

Yes - 2 Councillors:	Augimeri, Ford
No - 34 Mayor: Councillors:	Miller Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Giambrone, Grimes, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker

Lost by a majority of 32.

Adoption of motion 5 by Councillor Nunziata:

Yes - 16
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Councillors:	Augimeri, Bussin, Del Grande, Fletcher, Ford, Grimes, Lindsay Luby, Mammoliti, Milczyn, Moeser, Nunziata, Ootes, Palacio, Parker, Thompson, Vaughan
No - 22	
Mayor:	Miller
Councillors:	Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Giambrone, Heaps, Jenkins, Kelly, Lee, Mihevc, Minnan-Wong, Moscoe, Pantalone, Perks, Rae, Saundercook, Stintz, Walker

Lost by a majority of 6.

Adoption of motion 1 by Councillor Moscoe, without amendment:

Yes - 18	
Mayor:	Miller
Councillors:	Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Giambrone, Heaps, Jenkins, Mihevc, Milczyn, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Walker
No - 21	
Councillors:	Augimeri, Bussin, Cho, Del Grande, Feldman, Fletcher, Ford, Grimes, Kelly, Lee, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Nunziata, Ootes, Parker, Saundercook, Stintz, Thompson, Vaughan

Lost by a majority of 3.

Adoption of motion 3 by Councillor Del Grande:

Yes - 29	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Feldman, Fletcher, Ford, Grimes, Kelly, Lee, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perruzza, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 9	
Councillors:	Davis, Di Giorgio, Giambrone, Heaps, Jenkins, Mihevc, Milczyn, Perks, Rae

Carried by a majority of 20.

### City Council Decision

City Council adopted the following motion:

1. The budget for the Office of the Lobbyist Registrar be the same amount as that for the Office of a City Councillor:

Office budget	\$ 53,100.00
Staff budget	\$199,049.00
Staff benefits	\$ 41,800.00
Councillor's salary	\$ 95,000.00
1/44 General Administration budget	\$ <u>15,000.00</u>
Total:	\$ <u>366,949.00</u>

### **Background Information**

Office of the Lobbyist Registrar

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5197.pdf>

Council also considered the following communications:

- (July 10, 2007) from the Budget Committee. ([EX10.40a](#))
- (July 12, 2007) from Guy W. Giorno, Fasken Martineau DuMoulin LLP, Barristers and Solicitors. (EX10.40.1)

### 11.33 **AOCC Settlement of Operating Results for Year 2005 and Compensation Review**

<b>EX10.41</b>	AMENDED		Ward: All
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This Item was submitted without recommendation.

#### **July 16, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Carroll moved that Council adopt the following recommendations of the Budget Committee contained in the transmittal letter (July 10, 2007) from the Committee:
  1. Council approve the surpluses of \$70,280.00 being paid to the City of Toronto from seven AOCCs and being used to fund the payments of operating deficits of \$7,021.00 to the other three AOCCs, resulting in

a net settlement of \$63,258.00 to the City arising from the Core Administration Operations' year end results for the year 2005 as detailed in Appendix 1.

2. Council approve the 2007 Operating Budget for the Association of Community Centres being increased by \$589,045.00 (gross) and \$0 (net) and being funded from a one-time draw on the Employee and Retiree Benefits Reserve Fund to cover the retroactive payments resulting from a compensation review of AOCC management non-union staff by Centre.

*Votes:*

Motion 1 by Councillor Carroll carried.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. Council approve the surpluses of \$70,280.00 being paid to the City of Toronto from seven AOCCs and being used to fund the payments of operating deficits of \$7,021.00 to the other three AOCCs, resulting in a net settlement of \$63,258.00 to the City arising from the Core Administration Operations' year end results for the year 2005 as detailed in Appendix 1.
2. Council approve the 2007 Operating Budget for the Association of Community Centres being increased by \$589,045.00 (gross) and \$0 (net) and being funded from a one-time draw on the Employee and Retiree Benefits Reserve Fund to cover the retroactive payments resulting from a compensation review of AOCC management non-union staff by Centre.

### **Background Information**

AOCC Settlement of Operating Results for Year 2005 and Compensation Review  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5232.pdf>)

Council also considered the following communication:

- (July 10, 2007) from the Budget Committee. ([EX10.41a](#))

## **11.34 Transportation Services - Additional 2007 Cashflow Reallocations and Deferrals**

<b>EX10.42</b>	AMENDED		Ward: All
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This Item was submitted without recommendation.

**July 16, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Carroll moved that Council adopt the following recommendations of the Budget Committee contained in the transmittal letter (July 10, 2007) from the Committee:
  1. Council approve the deferred and accelerated cash flows in the amount of \$10,350,000.00 detailed in Table 1, attached, which will have no net impact on the approved 2007 approved debt.
  2. Council approve the deferred cash flows in the amount of \$38,262,000.00 detailed in Table 2, attached, which represent uncontrollable third party funding from others and will have no net impact on the approved 2007 debt.
  3. Council approve the accelerated cash flows in the amount of \$14,000,000.00 detailed in Table 2, attached, which represents uncontrollable third party funding from others and will have no net impact on the approved 2007 debt.
  4. Council request the General Manager, Transportation Services Division, to report back to the Budget Committee as part of the 2008 Capital Budget process, on a revised five year plan.
  5. Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

*Votes:*

Motion 1 by Councillor Carroll carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Council approve the deferred and accelerated cash flows in the amount of

\$10,350,000.00 detailed in Table 1, attached, which will have no net impact on the approved 2007 approved debt.

2. Council approve the deferred cash flows in the amount of \$38,262,000.00 detailed in Table 2, attached, which represent uncontrollable third party funding from others and will have no net impact on the approved 2007 debt.
3. Council approve the accelerated cash flows in the amount of \$14,000,000.00 detailed in Table 2, attached, which represents uncontrollable third party funding from others and will have no net impact on the approved 2007 debt.
4. Council request the General Manager, Transportation Services Division, to report back to the Budget Committee as part of the 2008 Capital Budget process, on a revised five year plan.
5. Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

### **Background Information**

Transportation Services - Additional 2007 Cashflow Reallocations and Deferrals  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5233.pdf>)

Council also considered the following communication:

- (July 10, 2007) from the Budget Committee. ([EX10.42a](#))

### **11.35 Re-Construction of a Retaining Wall – Turner Road Flankage of Premises No. 29 Hillcrest Drive**

<b>EX10.43</b>	AMENDED			Ward: 21
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This Item was submitted without recommendation.

### **July 17, 2007**

Speaker Bussin in the Chair.

#### *Motion:*

1. Councillor Carroll moved that Council adopt the following recommendations of the Budget Committee contained in the transmittal letter (July 10, 2007) from the Committee:

1. Council approve the City proceeding with the slope stabilization, remediation and reconstruction of a retaining wall located on the Turner Road flankage of Premises No. 29 Hillcrest Drive, at an estimated cost of \$498,390.18.
2. Cash flow funding in the amount of \$378,390.18 be accelerated from within approved 2007 Transportation Services debt targets and reduced by an equal amount from another approved 2007 Transportation Services program.
3. Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

*Vote:*

Adoption of the Item, as amended by motion 1 by Councillor Carroll:

Yes - 29 Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Fletcher, Ford, Giambrone, Grimes, Heaps, Jenkins, Kelly, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Perks, Rae, Saundercook, Walker
No - 0

Carried, without dissent.

### **City Council Decision**

City Council adopted the following motions:

1. Council approve the City proceeding with the slope stabilization, remediation and reconstruction of a retaining wall located on the Turner Road flankage of Premises No. 29 Hillcrest Drive, at an estimated cost of \$498,390.18.
2. Cash flow funding in the amount of \$378,390.18 be accelerated from within approved 2007 Transportation Services debt targets and reduced by an equal amount from another approved 2007 Transportation Services program.
3. Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

### **Background Information**

Re-Construction of a Retaining Wall - Turner Road Flankage of Premises No. 29 Hillcrest



Drive

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5234.pdf>)

Council also considered the following communication:

- (July 10, 2007) from the Budget Committee. ([EX10.43a](#))

### 11.36 Service Increases to Respond to Unanticipated Ridership Growth

<b>EX10.44</b>	DEFERRED			
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This Item was submitted without recommendation.

#### **July 16, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Carroll moved that the Item be deferred to the October 22, 2007 meeting of City Council.

*Vote on Deferral:*

Adoption of motion 1 by Councillor Carroll:

Yes - 27	Councillors: Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Ford, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Shiner, Vaughan, Walker
No - 7	Councillors: Bussin, Davis, Feldman, Mihevc, Saundercook, Stintz, Thompson

Carried by a majority of 20.

#### **City Council Decision**

City Council deferred consideration of this Item to the October 22, 2007 meeting of City Council.

#### **Background Information**

Service Increases to Respond to Unanticipated Ridership Growth  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5235.pdf>)

Council also considered the following communication:

- (July 10, 2007) from the Budget Committee. ([EX10.44a](#))

**11.37 Procurement Authorization Geotechnical Engineering Consultant Services  
Steeles West Station Contract A85-68**

<b>EX10.45</b>	AMENDED		
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This Item was submitted without recommendation.

**July 16, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Carroll moved that Council adopt the following recommendations of the Budget Committee contained in the transmittal letter (July 10, 2007) from the Committee:
  1. Council confirm in-year approval of an increase in the 2007 budget for the Spadina Subway Extension of \$3,650,000.00 bringing the current approved budget for 2007 to \$4,450,000.00 and the current project approval level to \$4,950,000.00.
  2. The funds required for the project be financed by the Move Ontario Trust.

*Votes:*

Motion 1 by Councillor Carroll carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Council confirm in-year approval of an increase in the 2007 budget for the Spadina Subway Extension of \$3,650,000.00 bringing the current approved budget for 2007 to \$4,450,000.00 and the current project approval level to \$4,950,000.00.

2. The funds required for the project be financed by the Move Ontario Trust.

**Background Information**

Procurement Authorization Pre-Engineering Consultant Services Steeles West Station Contract A85-67 and Procurement Authorization Geotechnical Engineering Consultant Services Steeles West Station Contract A85-68  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5237.pdf>)

Council also considered the following communication:

- (July 10, 2007) from the Budget Committee. ([EX10.45a](#))

**11.38 AUDIT COMMITTEE MEETING 3**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Adopted by consent	AU3.1	Auditor General's Status Report on Outstanding Audit Recommendations for City Divisions (Ward: All)
Adopted by consent	AU3.2	Auditor General's Status Report on Outstanding Audit Recommendations for City Agencies, Boards and Commissions (Ward: All)
Adopted by consent	AU3.3	City of Toronto Audit Results – December 31, 2006
Adopted by consent	AU3.4	2006 Audited Consolidated Financial Statements (Ward: All)
Adopted by consent	AU3.5	Status of the Financial Audits of the City's Agencies, Boards and Commissions for the Year Ended December 31, 2006 (Ward: All)
Adopted by consent	AU3.6	Financial Statements for the Year Ended December 31, 2006 - Agencies, Boards and Commissions
Adopted by consent	AU3.7	Community Centres – 2006 Audited Financial Statements and Summary Management Letter (Ward: All)

Adopted by consent      AU3.8      TEDCO – 2005 Audited Financial Statements (Ward: All)

Adopted by consent      AU3.9      Arenas – 2006 Audited Financial Statements and Summary Management Letter (Ward: All)

### 11.39 **BOARD OF HEALTH COMMITTEE MEETING 6**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Adopted by consent      HL6.14      Toronto's Blind-Low Vision Early Implementation Plan

### 11.40 **COMMUNITY DEVELOPMENT AND RECREATION COMMITTEE MEETING 7**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Adopted by consent      CD7.2      City's Critical Care Transfer Unit (CCTU) Funding Agreement with Ornge

Adopted by consent      CD7.4      Heart and Stroke Foundation One-Time Program to the Toronto Fire Services for CPR Anytime Program

Held for consideration      CD7.6      Graffiti Transformation Investment Program - Minute 11.41  
Additional 2007 Allocations

Held for consideration      CD7.7      Appointment of the 2007 Identify 'N Impact Review Panel Minute 11.42

Adopted by consent      CD7.8      "Toronto for All" - Income Security

**Consideration of Items - Community Development and Recreation  
Committee Meeting 7**

11.41 **Graffiti Transformation Investment Program - Additional 2007 Allocations**

CD7.6	NO AMENDMENT			
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 35 Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Giambrone, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan, Walker
No - 1 Councillor:	Ford

Carried by a majority of 34.

**City Council Decision**

City Council adopted the following motion:

1. 2007 Graffiti Transformation Investment Program funding of \$15,450.00 be allocated to Mural Routes and \$15,450.00 be allocated to Lakeshore Area Multi-Service Project (LAMP) on a one-time basis.

**Background Information**

cd7.6

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-5126.pdf>

11.42 **Appointment of the 2007 Identify 'N Impact Review Panel**

CD7.7	NO AMENDMENT			
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Council appoint the individuals listed in confidential Attachment 1 to the 2007 Identify 'N Impact Investment Program Allocations Review Panel.
2. Council authorize the public release of the approved list of Identify 'N Impact panel members as part of the reporting out of the 2007 funding process for the Identify 'N Impact Investment Program.

Confidential Attachment 1 to the report (June 18, 2007) from the Executive Director, Social Development, Finance and Administration, is now public and contains the names of the following persons appointed to the 2007 Identify 'N Impact Investment Program Allocations Review Panel:

<u>Name</u>	<u>Neighbourhood</u>
Dayna Browne	Dorset Park
Husayn Dharshi	Flemingdon Park/Victoria Village
Natricia Drummond	Steeles L'Amoreaux
Stefany Hanson	Jane/Finch
Mustafa Hashi	Malvern
Deneek Hibbert	Malvern
Hanifa Kassam	Kingston Galloway
Ryan Nesharatnam	Eglinton East/Kennedy Park
Hodan A. Mohamed	Jane/Finch
Monique Vanloo	Steeles L'Amoreaux

**Background Information**

cd7.7

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrrd/backgroundfile-5127.pdf>

**11.43 ECONOMIC DEVELOPMENT COMMITTEE MEETING 6**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items

are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

- Adopted by consent      ED6.1      Green Economic Sector Development Strategy (Ward: All)
- Held for consideration      ED6.3      Theatre Passe Muraille – City Acquisition of 16 Ryerson Avenue (Ward: 20)  
 Minute 11.44
- Adopted by consent      ED6.4      Appointment of Members of Council to the Collections, Conservation and Shared Resources Board and the Fort York Management Board (Ward: All)
- Adopted by consent      ED6.6      Intention to Designate the Dundas Ossington Business Improvement Area (BIA) (Ward: 18, 19)

**Consideration of Item - Economic Development Committee Meeting 6**

**11.44 Theatre Passe Muraille – City Acquisition of 16 Ryerson Avenue**

<b>ED6.3</b>	NO AMENDMENT			Ward: 20
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**July 17, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Minnan-Wong moved that the Item be received for information.

*Motion to End Debate:*

Councillor Rae moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on this Item and take the vote immediately, the vote on which was taken as follows:

Yes - 21	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Grimes, Heaps, Lindsay Luby, Mihevc, Moscoe, Pantalone, Perks, Rae, Saundercook, Vaughan
No - 16	

Minutes of the Council of the City of Toronto  
July 16, 17, 18 and 19, 2007

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<p>Councillors: Ashton, Del Grande, Feldman, Ford, Hall, Jenkins, Kelly, Lee, Milczyn, Minnan-Wong, Nunziata, Parker, Perruzza, Stintz, Thompson, Walker</p>
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Lost, less than two-thirds of Members present having voted in the affirmative.

*Procedural Motion to Extend Session:*

Mayor Miller, at 6:28 p.m., moved that Council complete its consideration of Item ED6.3 prior to recessing for the dinner break, which carried, two-thirds of Members present having voted in the affirmative.

*Motion:*

2. Councillor Thompson moved that the Item be deferred to the October 22, 2007 meeting of City Council, and Deputy City Manager Corke be requested to determine whether Mirvish Productions would be interested in purchasing Theatre Passe Muraille.

*Vote on Deferral:*

Adoption of motion 2 by Councillor Thompson:

<p>Yes - 8 Councillors: Del Grande, Ford, Minnan-Wong, Nunziata, Ootes, Palacio, Stintz, Thompson</p>
<p>No - 30 Mayor: Miller Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan, Walker</p>

Lost by a majority of 22.

*Votes:*

Adoption of motion 1 by Councillor Minnan-Wong:

<p>Yes - 7 Councillors: Ford, Lindsay Luby, Minnan-Wong, Nunziata, Ootes, Stintz, Thompson</p>
<p>No - 29 Miller</p>



Mayor:	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 22.

Adoption of the Item, without amendment:

Yes - 30	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan, Walker
No - 8	
Councillors:	Del Grande, Ford, Lindsay Luby, Minnan-Wong, Nunziata, Ootes, Stintz, Thompson

Carried by a majority of 22.

### City Council Decision

City Council adopted the following motions:

1. City Council grant authority to enter into an Agreement of Purchase and Sale for the property currently owned by Theatre Passe Muraille at 16 Ryerson Avenue as a one-time special acquisition to support the ongoing viability of Theatre Passe Muraille and protect this affordable and sustainable cultural space in the City on the terms outlined in Attachment 1 to this report, in a form acceptable to the City Solicitor.
2. Should Council authorize the purchase of 16 Ryerson Avenue and amend the 2007 Economic Development, Culture and Tourism Capital budget accordingly, as the Corporate Land Acquisition Reserve Fund is depleted, the only funding source available on a one-time extraordinary basis is the Capital Financing Reserve Fund.
3. The City deposit \$0.200 million of the proceeds from the sale of the building into a City Reserve Fund to provide security against any future failure to comply with the capital maintenance requirement during the tenancy and the Deputy City Manager, Chief Financial Officer report the details in the upcoming Report on Reserve Funds.

4. The building at 16 Ryerson Avenue be retained as a City-owned performing arts centre in the Economic Development, Culture and Tourism portfolio of cultural properties without any ongoing capital or operating costs to the City.
5. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later dates and on such terms and conditions as she may from time to time consider reasonable.
6. Subject to City Council approving Recommendation 1, City Council grant authority to enter into a 10-year lease with two five-year renewal options with Toronto Artscape Inc., who would property manage the operations of the building on a cost recovery basis with Theatre Passe Muraille as occupants at 16 Ryerson Avenue based on the criteria of the City-Owned Space at Below-Market Rent Policy, including provision for the occupants to assume responsibility for all capital and operating costs, for the purpose of a performing arts facility, substantially on the terms and conditions outlined in Attachment 2 to this report in a form acceptable to the City Solicitor, such grant by way of below market rent being in the interest of the municipality.
7. The Chief Corporate Officer be authorized to administer and manage the lease agreement including the provision of any consents, approvals, notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.
8. The appropriate officials be authorized to take the necessary action to give effect thereto.

### **Background Information**

2007-07-05-ed06-3

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-5217.pdf>

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Council also considered the following communication:

- (July 10, 2007) from the Budget Committee. ([ED6.3a](#))

## **11.45 GOVERNMENT MANAGEMENT COMMITTEE MEETING 6**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Adopted by consent	GM6.2	Delegation of the City Clerk's Signing Authority to Staff (Ward: All)
Held for consideration Minute 11.46	GM6.3	Policy for the Disposal of Technology Assets (Ward: All)
Held for consideration Minute 11.47	GM6.4	Amendment to Licence Agreement with First Service Tennis Management Inc. (Ward: 11)
Adopted by consent	GM6.5	Apportionment of Property Taxes – Report No. 2 (Ward: All)
Held for consideration Minute 11.48	GM6.6	License Agreement between City of Toronto and YWCA of Greater Toronto for the Shared Use of a Portion of Rexlington Park (Ward: 2)
Held for consideration Minute 11.49	GM6.7	Don Valley Brickworks - Lease of Part of 550 Bayview Avenue to Evergreen - Additional Considerations (Ward: 29)
Held for consideration Minute 11.50	GM6.8	York University Busway - Temporary Construction Licence and Ten Year Easement Over a Portion of the Hydro Corridor, North of Finch Avenue Between Keele and Dufferin Streets (Ward: 8)
Held for consideration Minute 11.51	GM6.9	To Declare Surplus a Portion of a City-owned Parcel of Land adjoining 47 Touchstone Drive (Ward: 12)
Adopted by consent	GM6.10	To Declare Surplus the City-owned Parcel of Land at 141 Boulton Drive (Ward: 22)
Adopted by consent	GM6.11	To Declare Surplus the City-owned Parcel of Land adjoining 45 Blakley Avenue (Ward: 11)
Held for consideration Minute 11.52	GM6.12	Sale of a Portion of Oakburn Crescent, South of Avondale Avenue and the whole of Oakburn Place, branching off southerly from south side of Oakburn Crescent (Ward: 23)
Held for consideration Minute 11.53	GM6.13	Sale of a Portion of 276 Searle Avenue (Ward: 10)
Adopted by consent	GM6.14	Real Estate Acquisitions for the Kipling/ Islington Redevelopment Initiative (Ward: 5)

Held for consideration Minute 11.54	GM6.15	Potential Acquisition of 40 Titan Road (Ward: 5)
Adopted by consent	GM6.16	Potential Acquisition of 517 Davenport Road (Ward: 21)
Adopted by consent	GM6.17	Easements to Enbridge Inc. on City-owned Properties located West of Warden Avenue, between Sheppard Avenue East and Eglinton Avenue East (Ward: 34, 37, 40)
Held for consideration Minute 11.55	GM6.18	Policy with Respect to the Sale/Disposition of Land (Ward: All)
Held for consideration Minute 11.56	GM6.20	Damage to Western Gap Breakwall (Ward: 20)
Held for consideration Minute 11.57	GM6.21	Sale instead of Long Term Lease of a Portion of Basin Street, West of Bouchette Street and a Portion of Saulter Street South, extending Northerly from Basin Street to Commissioners Street (Ward: 30)

### Consideration of Items - Government Management Committee Meeting 6

#### 11.46 Policy for the Disposal of Technology Assets

GM6.3	AMENDED			Ward: All
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Perks moved that the Item be amended by adding the following:

The Request for Proposals for the disposal of technology assets, when issued, include the following language:

“10.4 Disposal and Recycling

1. The City of Toronto is focused on reducing e-waste being sent to landfill sites. Any assets, components and materials resulting from the assets that are not suitable for re-use must be disposed of in accordance with government environmental regulations and other governing health and safety regulations such as the Basel Convention ([www.basel.int](http://www.basel.int)).

2. The ownership of all assets will be transferred from the City of Toronto to the Successful Bidder upon completion of pick-up.
3. A certificate of destruction must be submitted to the City within two (2) weeks from the date of destruction for each asset destroyed.

#### 10.6 Tracking and Reporting

1. All assets and components of assets must be accurately tracked throughout the removal/resale/donation/disposal process with the respect to removal/resale/donation/disposal phase and physical location. The City of Toronto reserves the right to request and be informed of the status of any asset and/or component within forty-eight (48) hours.
2. Monthly reports must be prepared and submitted in a format satisfactory to the City. At the minimum, the reports should include: make, model serial number and pick-up location of each asset; method of disposal or resale; final destination of all components for scrapped assets; name of organization for charitable donations (if applicable); and serial number of hard drives that have been successfully been wiped.”

#### *Votes:*

Adoption of motion 1 by Perks:

Yes - 30 Councillors:	Ainslie, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Giambrone, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Stintz, Thompson, Vaughan, Walker
No - 1 Councillor:	Ford

Carried by a majority of 29.

The Item, as amended, carried.

#### **City Council Decision**

City Council adopted the following motions:

1. Surplus working and non-working technology assets be disposed of through a

technology asset disposal vendor selected through a competitive process.

2. Staff in the I&T Division continue to make available surplus technology assets as a first priority to City of Toronto grant receiving not-for-profit organizations, second priority to other not-for-profit organizations in the City of Toronto, and third priority to our partners (e.g. Soyapongo and Botswana) under the Technical Exchange Program of the Federation of Canadian Municipalities in which the City of Toronto is a participant.
3. The existing policy for the Disposition of Technology Assets adopted by Council in its session of July 22, 23 and 24, 2003, and revised by Council in its session of June 14, 15, and 16, 2005 be superseded with this Information Technology Asset Disposal policy when adopted.
4. The Request for Proposals for the disposal of technology assets, when issued, include the following language:

“10.4 Disposal and Recycling

1. The City of Toronto is focused on reducing e-waste being sent to landfill sites. Any assets, components and materials resulting from the assets that are not suitable for re-use must be disposed of in accordance with government environmental regulations and other governing health and safety regulations such as the Basel Convention ([www.basel.int](http://www.basel.int)).
2. The ownership of all assets will be transferred from the City of Toronto to the Successful Bidder upon completion of pick-up.
3. A certificate of destruction must be submitted to the City within two (2) weeks from the date of destruction for each asset destroyed.

10.6 Tracking and Reporting

1. All assets and components of assets must be accurately tracked throughout the removal/resale/donation/disposal process with the respect to removal/resale/donation/disposal phase and physical location. The City of Toronto reserves the right to request and be informed of the status of any asset and/or component within forty-eight (48) hours.
2. Monthly reports must be prepared and submitted in a format satisfactory to the City. At the minimum, the reports should include: make, model serial number and pick-up location of each asset; method of disposal or resale; final destination of all components for scrapped assets; name of organization for charitable donations (if applicable); and serial number of hard drives that have been successfully been wiped.”

**Background Information**

Staff Report - Policy for the Disposal of Technology Assets  
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5353.pdf>)

11.47 **Amendment to Licence Agreement with First Service Tennis Management Inc.**

GM6.4	NO AMENDMENT		Transactional	Ward: 11
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. Authority be granted to amend the Licence Agreement with First Service Tennis Management Inc. ("FSTM") generally in accordance with the proposed terms and conditions set out in Appendix "A" of this report and on such other terms and conditions as may be satisfactory to the General Manager of Parks, Forestry and Recreation and in a form and content acceptable to the City Solicitor.

**Background Information**

Staff Report - Amendment to Licence Agreement with First Service Tennis Management Inc.  
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5354.pdf>)

**Declared Interest (City Council)**

Councillor Saundercook - in that his wife is a member of the subject tennis club.

11.48 **License Agreement between City of Toronto and YWCA of Greater Toronto for the Shared Use of a Portion of Rexlington Park**

GM6.6	NO AMENDMENT			Ward: 2
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**July 16, 2007**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 40	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 1	
Councillor:	Ford

Carried by a majority of 39.

**City Council Decision**

City Council adopted the following motion:

- Authority be granted to negotiate and enter into a twenty (20) year License Agreement with the Young Women's Christian Association of Greater Toronto (YWCA) for the shared use of approximately 962.5 square meters in Rexlington Park to be used as a naturalized play space for the children served by the adjacent YWCA daycare facility, on weekdays during the operational hours of the facility, and in accordance with terms and conditions set out in Appendix "A" to this report and such other terms and conditions as are acceptable to the General Manager of Parks, Forestry and Recreation, and all in a form and content satisfactory to the City Solicitor.

**Background Information**

Staff Report - Licence Agreement between City of Toronto and YWCA of Greater Toronto for the Shared Use of a Portion of Rexlington Park  
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5358.pdf>

11.49 **Don Valley Brickworks - Lease of Part of 550 Bayview Avenue to Evergreen - Additional Considerations**

GM6.7	NO AMENDMENT			Ward: 29
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Subject to City Council approval of Parts 2 and 3 below, authority be granted for the City to issue a joint and several capital loan guarantee with Toronto and Region Conservation Authority (“TRCA”) for a maximum amount not to exceed \$7.5 million (inclusive of all interest, costs and charges) (the “Guarantee”) and authority be granted to enter into any agreements or documents between the City, TRCA, Evergreen and Evergreen’s institutional or private Project lenders(s) (“Interim Project financiers”) as may be required, desirable or necessary in relation to the interim financing arrangement(s) in an amount of approximately \$18.4 million (inclusive of all interest costs and charges) (“Interim Financing”) to facilitate the construction of the Project known as “Evergreen at the Brickworks”, at 550 Bayview Avenue, all on terms and conditions satisfactory to the Deputy City Manager and Chief Financial Officer in consultation with the General Manager of Economic Development and Culture and TRCA, in a form acceptable to the City Solicitor, and including the following:
  - i. the capital loan guarantee be deemed to be in the interest of the City;
  - ii. Council make an exception to its policy for Capital Loan and Line of Credit Guarantees for cultural and community organizations, as amended in February 2005, which establishes the total limit for all loan guarantees to \$10 million, to allow for this Guarantee without affecting the limit of the policy;
  - iii. Evergreen be required to provide the City with an irrevocable letter of credit or similar security acceptable to the Deputy City Manager and Chief Financial Officer, in the amount of \$0.5 million for the purposes of funding any debt service deficiencies associated with the Guarantee towards the Project for the duration of the Interim Financing, Project completion and/or possible construction liens attaching to the Project;
  - iv. any agreement(s) between the City, TRCA, Evergreen and their design build guaranteed price contractor be limited to the proposed maximum price of \$42 million, inclusive of applicable taxes (excluding recoverable GST payments), and be to the satisfaction of the Deputy City Manager and Chief Financial Officer, in consultation with the General Manager of

Economic Development and Culture, TRCA and the City Solicitor;

- v. Evergreen having secured Interim Financing arrangements from Interim Project Financier(s) who are acceptable to both the City and TRCA, and Evergreen having satisfactorily demonstrated that it has negotiated with its Interim Project Financier(s) a binding interest rate for the Interim Financing arrangements to be jointly and severally guaranteed, in part, by the Guarantee, commensurate with the City's loan guarantee and credit rating to the satisfaction of the Deputy City Manager and Chief Financial Officer;
- vi. Evergreen having secured and being in good standing under a binding commitment from the Ontario Heritage Trust for a cash contribution for this Project in the amount of up to \$10 million and TRCA and the City, if required, being provided with a satisfactory comfort letter from Ontario Heritage Trust in that regard;
- vii. Evergreen having secured and being in good standing under a binding commitment from Infrastructure Canada for a cash contribution for this Project in the amount of up to \$20 million and the City and TRCA, if required, being provided with a satisfactory comfort letter from Infrastructure Canada in that regard;
- viii. Evergreen having submitted to the Deputy City Manager and Chief Financial Officer a formal business plan demonstrating to the satisfaction of Deputy City Manager and Chief Financial Officer and the General Manager of Economic Development Culture and Tourism the adequacy of projected operating cash flow from operations to retire the Interim Financing within the 4-year timeline required by Part 1.ix. below;
- ix. a further condition of the Guarantee and of the Lease be that the Interim Financing shall be repaid in full, and that the Guarantee expire, by no later than the earlier of the end of year 4 of operation of Evergreen at the Project calculated from the Commencement Date of the Lease or on earlier termination or payout of the Interim Financing;
- x. the Guarantee be for the purposes of facilitating the funding of the construction and construction related capital costs of \$42 million, guaranteeing Project completion and/or possible construction liens attaching to the Project, and that any material changes thereto require the prior written consent of both the TRCA and the Deputy City Manager and Chief Financial Officer of the City, in consultation with the General Manager of Economic Development and Culture;
- xi. TRCA having approved the issuance of such Guarantee on terms and

conditions satisfactory to the Chief Financial Officer of the City, in consultation with the General Manager of Economic Development and Culture, in form acceptable to the City Solicitor; and

- xii. those other terms and conditions as per attached Appendix “1” to this report, Sections 4 and 5, subject to such further revisions and other terms and conditions as may be satisfactory to the Deputy City Manager and Chief Financial Officer in consultation with the General Manager of Economic Development, Culture and Tourism and TRCA, all in form acceptable to the City Solicitor.
- 2. The authority granted in of Administration Committee Report 5, Clause 23, adopted by City Council at its meeting held on July 25, 26 and 27, 2006, to enter into a Lease with Evergreen, be revised as per attached Appendix “1” to this report, subject to such further revisions and other Lease terms and conditions as may be satisfactory to the Deputy City Manager and Chief Financial Officer, in consultation with the General Manager of Economic Development, Culture and Tourism and TRCA, all in a form acceptable to the City Solicitor.
- 3. City Council endorse the single perpetual Heritage Easement Agreement for the Leased Premises to be entered into between TRCA and Ontario Heritage Trust upon the terms and conditions as ultimately devised by Preservation Services and TRCA, working in co-operation with Evergreen and Ontario Heritage Trust, in form acceptable to the City Solicitor and legal counsel for TRCA.
- 4. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**Background Information**

Staff Report - Don Valley Brick Works - Lease of Part of 550 Bayview Avenue to Evergreen - Additional Considerations  
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5359.pdf>)

**11.50 York University Busway - Temporary Construction Licence and Ten Year Easement Over a Portion of the Hydro Corridor, North of Finch Avenue Between Keele and Dufferin Streets**

GM6.8	AMENDED			Ward: 8
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Deputy Mayor Pantalone moved that the Item be amended to provide that any agreement for lease or permanent easement for transit purposes allow for complete landscaping of open spaces and continuous street trees as determined by the General Manager of Parks, Forestry and Recreation and include the tree and shrub species approved by Hydro for planting within and under high tension lines.
2. Councillor Moscoe moved that the Item be amended by:
  - a. deleting Recommendations 1, 2 and 3 of the Government Management Committee, and replacing them with the following:

The Chief Corporate Officer, in consultation with the Mayor and the Chair of the Toronto Transit Commission, be authorized to enter into easement and construction agreements for the use of hydro corridors for public transit that are substantially better than those reflected in the report (June 18, 2007) from the Chief Corporate Officer and which in turn recognize the importance of public transit to the economic health of the Province of Ontario and the City of Toronto.
  - b. adding the following:
    1. Staff be authorized, if necessary, to suspend discussions with the Ontario Realty Corporation and Hydro One respecting this matter.
    2. The City of Toronto seek the intervention, on an urgent basis, of the Minister of Municipal Affairs and Housing, and the Provincial Treasurer, in coming to an agreement with the Province on this matter.
    3. The Province be requested to work with the City and the TTC to establish broad principles that recognize the public service nature of public transit and its mutual importance to all of the people of Ontario and to have these principles reflected in shareholder direction to the ORC and Hydro One.
  - c. Recommendations 4 and 5 of the Government Management Committee be amended by adding the following preface:

“subject to a final resolution of this matter”.
3. Councillor Giambrone moved that motion 2 by Councillor Moscoe be amended to provide that the Chief Corporate Officer be requested to report back to the September 18, 2007 meeting of the Government Management Committee on the progress of discussions with the Province.

*Votes:*

Adoption of motion 1 by Deputy Mayor Pantalone, motion 2 by Councillor Moscoe and motion 3 by Councillor Giambrone:

Yes - 34	
Councillors:	Ainslie, Ashton, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Jenkins, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 1	
Councillor:	Kelly

Carried by a majority of 33.

Adoption of the Item, as amended:

Yes - 36	
Councillors:	Ainslie, Ashton, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried, without dissent.

**City Council Decision**

City Council adopted the following motions:

1. The Chief Corporate Officer, in consultation with the Mayor and the Chair of the Toronto Transit Commission, be authorized to enter into easement and construction agreements for the use of hydro corridors for public transit that are substantially better than those reflected in the report (June 18, 2007) from the Chief Corporate Officer and which in turn recognize the importance of public transit to the economic health of the Province of Ontario and the City of Toronto.
2. Staff be authorized, if necessary, to suspend discussions with the Ontario Realty Corporation and Hydro One respecting this matter.

3. The City of Toronto seek the intervention, on an urgent basis, of the Minister of Municipal Affairs and Housing, and the Provincial Treasurer, in coming to an agreement with the Province on this matter.
4. The Province be requested to work with the City and the TTC to establish broad principles that recognize the public service nature of public transit and its mutual importance to all of the people of Ontario and to have these principles reflected in shareholder direction to the ORC and Hydro One.
5. The Chief Corporate Officer be requested to report back to the September 18, 2007 meeting of the Government Management Committee on the progress of discussions with the Province.
6. Subject to a final resolution of this matter, the Chief Corporate Officer be authorized to administer and manage the licence and easement agreement including the provision of any consents, approvals, notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.
7. Subject to a final resolution of this matter, the City Solicitor be authorized to complete the licence and easement transactions, deliver any notices (including termination), and amend the commencement and other dates to such earlier or later date(s), on such terms and conditions, as she may, from time to time, determine.
8. Any agreement for lease or permanent easement for transit purposes allow for complete landscaping of open spaces and continuous street trees as determined by the General Manager of Parks, Forestry and Recreation and include the tree and shrub species approved by Hydro for planting within and under high tension lines.
9. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### **Background Information**

Staff Report - York University Busway - Temporary Construction Licence and Ten Year Easement Over a Portion of the Hydro Corridor, North of Finch Avenue between Keele and Dufferin Streets

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5360.pdf>

Appendix A - Terms and Conditions of the Agreements

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5361.pdf>

Appendix B - Site Map - York University Busway Project

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5362.pdf>

Appendix C - Site Map - Spadina Subway Extension Project

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5363.pdf>

11.51 **To Declare Surplus a Portion of a City-owned Parcel of Land adjoining 47 Touchstone Drive**

GM6.9	NO AMENDMENT			Ward: 12
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**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council declare the parcel of land adjoining 47 Touchstone Drive, being Part of Block 268 on Plan 66M-2340 and shown as Part 1 on Sketch No. PS-2007-153 (the "Property"), surplus to the City's requirements.
2. City Council authorize the Chief Corporate Officer, in consultation with the Director of Development, Affordable Housing Office, to invite an offer to purchase the Property from Habitat for Humanity Toronto ("Habitat"), at a purchase price below market value.
3. Staff take all steps necessary to comply with the City's real estate disposal process as set out in Chapter 213 of the City of Toronto Municipal Code.

**Background Information**

Staff Report - To Declare Surplus a Portion of a City-owned Parcel of Land adjoining 47 Touchstone Drive

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5368.pdf>

Appendix A - Site Map - 47 Touchstone Drive

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5369.pdf>

11.52 **Sale of a Portion of Oakburn Crescent, South of Avondale Avenue and the whole of Oakburn Place, branching off southerly from south side of Oakburn Crescent**

GM6.12	NO AMENDMENT			Ward: 23
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### **City Council Decision**

City Council adopted the following motions:

1. The City be authorized to enter into three (3) Agreements of Purchase and Sale with K&G Oakburn Apartments I Ltd. and K&G Oakburn Apartments II Ltd. (collectively, "Oakburn") for the sale of a portion of Oakburn Crescent, south of Avondale Avenue and the whole of Oakburn Place, shown as Parts 1, 2, 3 and 4 on Sketch No. PS-2007-145b (collectively, the "Highways"), on a phased basis, substantially on the terms and conditions outlined in Appendix "A" to this report and on such further terms and conditions as may be acceptable to the Chief Corporate Officer, all in a form satisfactory to the City Solicitor.
2. Authority be granted to direct a portion of the proceeds of closing to fund the outstanding expenses related to the Highways and the completion of the sale transaction.
3. The City Solicitor be authorized to complete the transactions on behalf of the City, including making payment of any necessary expenses and amending the closing and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

### **Background Information**

Report - Sale of a Portion of Oakburn Crescent, South of Avondale Avenue and the whole of Oakburn Place, branching off southerly from south side of Oakburn Crescent

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5365.pdf>

Appendix A - Sale of a Portion of Oakburn Crescent

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5370.pdf>

### 11.53 **Sale of a Portion of 276 Searle Avenue**

<b>GM6.13</b>	AMENDED			Ward: 10
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This Item was submitted without recommendation.

**July 17, 2007**

Speaker Bussin in the Chair.



*Motion:*

1. Councillor Lindsay Luby moved that Council adopt the following staff recommendations contained in the report (July 17, 2007) from the Chief Corporate Officer:
  1. The City of Toronto grant a permanent easement to Enbridge Gas Distribution Inc. for nominal consideration, in, on, over and under a portion of the property, known municipally as 276 Searle Avenue and shown as Part 2 on Sketch No. PS-2007-126a, for the protection of an existing gas main, on terms and conditions acceptable to the Chief Corporate Officer and in a form acceptable to the City Solicitor.
  2. The City of Toronto accept the Offer to Purchase from Luxor Homes Corporation to purchase the portion of the property, known municipally as 276 Searle Avenue, described as being, Part of PIN 10176-0169 (LT), Part of Tillplain Road Plan 1899 (formerly Kipling Street) closed by NY666882, Twp of York, City of Toronto, shown more or less as Parts 1 and 2 on Sketch No. PS-2007-126a, (the "Property") in the amount of \$600,000.00 substantially on the terms and conditions outlined in Appendix "A" to this report.
  3. The City of Toronto grant permanent easements in favour of Toronto Hydro-Electric System Limited and Rogers Cable Communications Inc. or as they may direct, for nominal consideration, in, on, over and under all or any part of the Property, to protect utilities and services, if required.
  4. Each of the Chief Corporate Officer and the Director of Real Estate be authorized severally to accept the Offer to Purchase on behalf of the City.
  5. A portion of the proceeds of closing be directed to fund the outstanding expenses related to the Property and the completion of the sale transaction.
  6. The net proceeds be directed to the Land Acquisition Reserve Fund – Parks, Forestry and Recreation, Account No. XR1214.
  7. The City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

*Votes:*

Motion 1 by Councillor Lindsay Luby carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. The City of Toronto grant a permanent easement to Enbridge Gas Distribution Inc. for nominal consideration, in, on, over and under a portion of the property, known municipally as 276 Searle Avenue and shown as Part 2 on Sketch No. PS-2007-126a, for the protection of an existing gas main, on terms and conditions acceptable to the Chief Corporate Officer and in a form acceptable to the City Solicitor.
2. The City of Toronto accept the Offer to Purchase from Luxor Homes Corporation to purchase the portion of the property, known municipally as 276 Searle Avenue, described as being, Part of PIN 10176-0169 (LT), Part of Tillplain Road Plan 1899 (formerly Kipling Street) closed by NY666882, Twp of York, City of Toronto, shown more or less as Parts 1 and 2 on Sketch No. PS-2007-126a, (the "Property") in the amount of \$600,000.00 substantially on the terms and conditions outlined in Appendix "A" to this report.
3. The City of Toronto grant permanent easements in favour of Toronto Hydro-Electric System Limited and Rogers Cable Communications Inc. or as they may direct, for nominal consideration, in, on, over and under all or any part of the Property, to protect utilities and services, if required.
4. Each of the Chief Corporate Officer and the Director of Real Estate be authorized severally to accept the Offer to Purchase on behalf of the City.
5. A portion of the proceeds of closing be directed to fund the outstanding expenses related to the Property and the completion of the sale transaction.
6. The net proceeds be directed to the Land Acquisition Reserve Fund – Parks, Forestry and Recreation, Account No. XR1214.
7. The City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

**Background Information**

Report - Sale of a Portion of 276 Searle Avenue  
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5366.pdf>)  
Appendix A - 276 Searle Avenue  
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5367.pdf>)

Council also considered the following:

- Report (July 17, 2007) from the Chief Corporate Officer. ([GM6.13a](#))

**11.54 Potential Acquisition of 40 Titan Road**

<b>GM6.15</b>	REFERRED			Ward: 5
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This Item was considered during Closed Session.

(See Minute 11.152)

**11.55 Policy with Respect to the Sale/Disposition of Land**

<b>GM6.18</b>	AMENDED			Ward: All
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**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Moscoe moved that the Item be amended by amending Recommendation 1 of the Government Management Committee to read as follows:
  1. the City of Toronto:
    - a. adopt, as the City's Policy with respect to the Sale and Other disposition of Land as required by COTA, the proposed Chapter 213, Sale of Real Property, of the City of Toronto Municipal Code set out in Appendix A, subject to the following amendments:
      - i. §213-4 and §213-5 be subject to consultation with the local Councillor, or if the land abuts other Wards, the local Councillors, who may determine that the matter in question ought to be decided by Council;

- ii. §213-6 shall provide for consultation with the local Councillor, who will have the option of bumping the matter to the Government Management Committee for a determination, if so required; and
  - iii. §213-7 A. shall be amended to provide that the Chief Corporate Officer shall consult with the local Councillor prior to making a determination in this matter; and
- b. repeal the current Chapter 213, Sale of Real Property.

*Vote:*

The Item, as amended by motion 1 by Councillor Moscoe:

Yes - 29 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Jenkins, Kelly, Lindsay Luby, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Vaughan
No - 0

Carried, without dissent.

**City Council Decision**

City Council adopted the following motions:

1. the City of Toronto:
  - a. adopt, as the City's Policy with respect to the Sale and Other disposition of Land as required by COTA, the proposed Chapter 213, Sale of Real Property, of the City of Toronto Municipal Code set out in Appendix A, subject to the following amendments:
    - i. §213-4 and §213-5 be subject to consultation with the local Councillor, or if the land abuts other Wards, the local Councillors, who may determine that the matter in question ought to be decided by Council;
    - ii. §213-6 shall provide for consultation with the local Councillor, who will have the option of bumping the matter to the Government

Management Committee for a determination, if so required; and

- iii. §213-7 A. shall be amended to provide that the Chief Corporate Officer shall consult with the local Councillor prior to making a determination in this matter; and
  - b. repeal the current Chapter 213, Sale of Real Property.
- 2. City Council delegate authority to the Chief Corporate Officer to declare City land surplus and to determine the intended manner of disposition.
  - 3. Authority be granted for the introduction in Council of any bills necessary to implement the foregoing.

### Background Information

Report - Policy with Respect to the Sale/Disposition of Land  
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5383.pdf>)  
Appendix A - Policy with Respect to the Sale/Disposition of Land  
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5384.pdf>)

Council also considered the following communication:

- (July 12, 2007) from Keith and Pat Thomas. (GM6.18.2)

### 11.56 Damage to Western Gap Breakwall

GM6.20	AMENDED			Ward: 20
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This Item was considered during Closed Session.

(See Minute 11.153)

### 11.57 Sale instead of Long Term Lease of a Portion of Basin Street, West of Bouchette Street and a Portion of Saulter Street South, extending Northerly from Basin Street to Commissioners Street

GM6.21	AMENDED			Ward: 20
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**July 16, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Rae moved that the Item be amended by deleting Recommendation 2a of the Government Management Committee, and replacing it with the following:

- 2a. TEDCO shall pay a nominal purchase price of \$1.00 for the Highways.

**July 17, 2007**

Speaker Bussin in the Chair.

*Votes:*

Motion 1 by Councillor Rae carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. City Council rescind Administration Committee Report 6, Clause 45, as adopted by City Council at its meeting held on September 25, 26 and 27, 2006.
2. The City transfer title to the portions of Basin Street and Saulter Street South shown as Parts 1, 2 and 3 on Sketch No. PS-2005-135 (the "Highways") to City of Toronto Economic Development Corporation ("TEDCO") on the following terms and conditions:
  - a. TEDCO shall pay a nominal purchase price of \$1.00 for the Highways;
  - b. TEDCO shall provide an Undertaking to the City agreeing to re-convey the Highways to the City, at no cost, in the event that the film studio ground lease between TEDCO and Toronto Film Studios Inc. ("TFS"), or any replacement ground lease, is terminated or expires;
  - c. TEDCO shall accept the Highways subject to a permanent easement to be reserved by the City for sewer and watermain purposes;
  - d. TEDCO shall accept the Highways subject to permanent easements to be granted by the City to Hydro One, Toronto Hydro, Enbridge Gas and Bell Canada;
  - e. TEDCO shall accept the Highways in "as-is" condition; and
  - f. Closing is to take place as soon as possible after Council approval is obtained.



recommendation of the Licensing and Standards Committee, and that Council adopt instead the following staff recommendations contained in the report (May 28, 2007) from the Executive Director, Municipal Licensing and Standards:

1. The City of Toronto Municipal Code Chapter 591, Noise be amended to:
    - a. Effective January 1, 2008, prohibit noise from the operation of construction equipment on Sundays and holidays, excluding the continuous pouring of concrete and large crane work, necessary municipal work, and emergency work that cannot be performed during regular business hours.
    - b. Provide definitions for the following terms:

REGULAR BUSINESS HOURS – 7:00 a.m. to 7:00 p.m. Monday to Friday, 9:00 a.m. to 7:00 p.m. Saturday, and excluding statutory holidays.

LARGE CRANE WORK — The erection and dismantling of a crane or any other crane work that requires a road closure in order for the work to be started and finished.

CONTINUOUS POURING OF CONCRETE — Slip-forming, deck pour or pre pour operations that cannot be interrupted once the operations have commenced.

NECESSARY MUNICIPAL WORK — City rehabilitation or maintenance processes using construction equipment that must be performed at times that minimize lane closures or lane reductions, or both, of City streets, or minimize use of the Toronto Transit Commission's subway or street car rights-of-ways or any ancillary facilities associated with the transit system, including, but not limited to the following:
  - i. Deck removal over an expressway or arterial roadway;
  - ii. Major intersection rehabilitation; and,
  - iii. All Toronto Transit Commission work respecting the transit system, including any ancillary facilities.
2. The City Solicitor be directed to prepare the necessary bill to give effect to the recommendations from this report, as adopted by Council; and
3. The funding required for the enforcement and communication of the bylaw



amendment be deferred for consideration with Municipal Licensing and Standards 2008 Operating Budget.

4. City staff be authorized and directed to take any other action necessary to implement the bylaw amendments.
2. Councillor Ford moved that motion 1 by Councillor Moscoe be amended by deleting Part 3, and replacing it with the following:
  3. The projected 2008 funding in the amount of \$523,943.00 for six officers not be approved at this time.
3. Councillor Walker moved that motion 1 by Councillor Moscoe be amended by deleting Part 1a, and replacing it with the following:
  - 1a. Effective January 1, 2008, prohibit noise from the operation of construction equipment on Sundays and holidays, excluding necessary municipal work, and emergency work that cannot be performed during regular business hours.
4. Councillor Del Grande moved that the Item be referred back to the Licensing and Standards Committee.

*Vote on Referral:*

Motion 4 by Councillor Del Grande carried.

Due to the above decision of Council, the following motions were not put to a vote:

- motion 1 by Councillor Moscoe;
- motion 2 by Councillor Ford; and
- motion 3 by Councillor Walker.

### **City Council Decision**

City Council referred this Item back to the Licensing and Standards Committee.

### **Background Information**

Noise from the Operation of Construction Equipment on Sundays and Statutory Holidays  
(<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-4506.pdf>)

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Council also considered the following communication:

- (July 16, 2007) from Geoff Kinney. (LS6.2.2)

**11.60 PARKS AND ENVIRONMENT COMMITTEE MEETING 7**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Adopted by consent      PE7.2      United Nations University Regional Centre of Expertise on Education for Sustainable Development: Memorandum of Understanding (Ward: All)

Held for consideration      PE7.3      People, Dogs and Parks Strategy - Off-Leash Areas (Ward: All)  
Minute 11.61

Held for consideration      PE7.4      Commercial Dog Walker Permit Policy (Ward: All)  
Minute 11.62

**Consideration of Items - Parks and Environment Committee Meeting 7****11.61 People, Dogs and Parks Strategy - Off-Leash Areas**

<b>PE7.3</b>	AMENDED			Ward: All
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Moscoe moved that the Item be amended by adding the following:
  - a. The General Manager of Parks, Forestry and Recreation be requested to review and report back to the Parks and Environment Committee on the proposed budget for materials and resources and give consideration to the following:
    1. the purchase of mechanized dog litter-picking equipment; and
    2. language appropriate materials specific to particular neighbourhoods to support the international pictogram signage.
  - b. Appropriate facilities for dog litter disposal be phased into all leash free

parks and, if possible, all City parks.

- c. The following be referred to Animal Services for report back, through the Board of Health:
  1. any dog be prohibited from entering a City park unless it is wearing an up-to-date City of Toronto dog licence tag; and
  2. any dog seized by Animal Control or other By-law Officer in a City park in contravention of this by-law not be returned to the owner unless the appropriate fine, in addition to any impound fees or other charges, are paid by the owner.
2. Councillor Del Grande moved that the Item be amended to provide that the Policy include a requirement that dogs be muzzled in off-leash areas where there is no fencing.
3. Councillor Palacio moved that the Item be amended by adding the following:

The General Manager, Parks, Forestry and Recreation, advise the local Ward Councillor of new requests for off-leash areas, or any off-leash area facing removal of its status.
4. Councillor Fletcher moved that the Item be amended by:
  - a. deleting Recommendation 5 of the Parks and Environment Committee and replacing it with the following:
    5. City Council authorize staff of the By-law Enforcement Units of the Parks, Forestry and Recreation Division and the Toronto Public Health Animal Services Unit to begin the Special Constable Appointment Process with the Toronto Police Service Special Constable Liaison Section for existing By-law Enforcement Officers.
  - b. adding the following:
    1. The Board of Health Animal Services Sub-Committee be requested to work with staff of the Parks, Forestry and Recreation and Municipal Licensing and Standards Divisions to consolidate current Animal By-laws into one “Responsible Pet Ownership By-law”.
    2. A percentage of ticket revenue from By-law infractions relating to dogs be used for increased enforcement.

5. Councillor Ford moved that the Item be amended to provide that the Policy require all off-leash areas to be fenced-in.
6. Councillor Nunziata moved that the Item be amended by adding the following:
- The General Manager, Parks, Forestry and Recreation be requested to submit a report to the Parks and Environment Committee on the possibility of increasing fines for by-law infractions related to dogs, to offset enforcement costs.

*Votes:*

Adoption of motion 1a by Councillor Moscoe:

Yes - 30	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Jenkins, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Vaughan, Walker
No - 3	Councillors: Del Grande, Kelly, Minnan-Wong

Carried by a majority of 27.

Adoption of motion 1b by Councillor Moscoe:

Yes - 29	Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Saundercook, Stintz, Walker
No - 3	Councillors: Filion, Parker, Vaughan

Carried by a majority of 26.

Adoption of Part 1 of motion 1c by Councillor Moscoe:

Yes - 29
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Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Saundercook, Vaughan, Walker
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No - 4	Councillors: Del Grande, Minnan-Wong, Parker, Stintz
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Carried by a majority of 25.

Adoption of Part 2 of motion 1c by Councillor Moscoe:

Yes - 22	Councillors: Ashton, Augimeri, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Ford, Hall, Jenkins, Kelly, Lee, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perruzza, Saundercook, Walker
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No - 11	Councillors: Ainslie, Bussin, Del Grande, Grimes, Lindsay Luby, Milczyn, Minnan-Wong, Parker, Perks, Stintz, Vaughan
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Carried by a majority of 11.

Adoption of motion 2 by Councillor Del Grande:

Yes - 6	Councillors: Augimeri, Del Grande, Jenkins, Lee, Palacio, Perruzza
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No - 27	Councillors: Ainslie, Ashton, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Ford, Grimes, Hall, Kelly, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Saundercook, Stintz, Vaughan, Walker
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Lost by a majority of 21.

Adoption of motion 3 by Councillor Palacio:

Yes - 33	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Ford, Grimes, Hall, Jenkins, Kelly, Lee,
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Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Vaughan, Walker
No - 0

Carried, without dissent.

Adoption of Part 1 of motion 4b by Councillor Fletcher:

Yes - 33
Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Vaughan, Walker
No - 0

Carried, without dissent.

Adoption of Part 2 of motion 4b by Councillor Fletcher:

Yes - 31
Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Saundercook, Stintz, Vaughan, Walker
No - 2
Councillors: Ashton, Parker

Carried by a majority of 29.

Adoption of motion 4a by Councillor Fletcher:

Yes - 30
Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Saundercook, Stintz, Vaughan, Walker
No - 3

Councillors: Del Grande, Ford, Perruzza
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Carried by a majority of 27.

Adoption of motion 5 by Councillor Ford:

Yes - 10 Councillors: Augimeri, Del Grande, Di Giorgio, Ford, Grimes, Jenkins, Ootes, Perruzza, Saundercook, Walker
No - 23 Councillors: Ainslie, Ashton, Bussin, Carroll, Cho, De Baeremaeker, Fillion, Fletcher, Hall, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Stintz, Vaughan

Lost by a majority of 13.

Adoption of motion 6 by Councillor Nunziata:

Yes - 30 Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Vaughan, Walker
No - 3 Councillors: Ashton, Minnan-Wong, Moscoe

Carried by a majority of 27.

Adoption of the Item, as amended:

Yes - 29 Councillors: Ainslie, Ashton, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Vaughan, Walker
No - 4 Councillors: Augimeri, Del Grande, Ford, Ootes

Carried by a majority of 25.

**City Council Decision**

City Council adopted the following motions:

1. City Council adopt the People, Dogs and Parks - Off-leash Policy, in accordance with the report recommendations and Attachment 1 of the report (June 19, 2007) from the General Manager, Parks, Forestry and Recreation, subject to amending the policy to:
  - a. exclude female dogs in heat and non-neutered males from off-leash areas and Municipal Code Chapter 608, Parks, be amended accordingly;
  - b. add an introductory policy sentence to recognize the social benefit of dogs in parks;
  - c. consider seasonal adjustments to off-leash exclusions areas including locations and times;
  - d. reinforce dog licensing requirements for off-leash areas; and
  - e. delete the Natural Environment Areas section and replace it with:

These areas that fall within existing off leash sites will be reviewed on a site by site basis by appropriate representatives of Parks Forestry and Recreation to determine suitability and possible amendments.
2. Prior to the implementation the People, Dogs and Parks – Off Leash Policy, the General Manager of Parks, Forestry and Recreation be directed to develop a communication plan, in order to promote public education, awareness and compliance with the Policy.
3. The People, Dogs and Parks – Off-Leash Policy come into effect in the fall of 2007.
4. The General Manager of Parks, Forestry and Recreation be directed to report back on the effectiveness of the People, Dogs and Parks Off-Leash Policy in one year's time after implementation to the Parks and Environment Committee.
5. City Council authorize staff of the By-law Enforcement Units of the Parks, Forestry and Recreation Division and the Toronto Public Health Animal Services Unit to begin the Special Constable Appointment Process with the Toronto Police Service Special Constable Liaison Section for existing By-law Enforcement Officers.
6. The Board of Health Animal Services Sub-Committee be requested to work with



staff of the Parks, Forestry and Recreation and Municipal Licensing and Standards Divisions to consolidate current Animal By-laws into one “Responsible Pet Ownership By-law”.

7. The General Manager, Parks, Forestry and Recreation, advise the local Ward Councillor of new requests for off-leash areas, or any off-leash area facing removal of its status.
8. Appropriate facilities for dog litter disposal be phased into all leash free parks and, if possible, all City parks.
9. A percentage of ticket revenue from By-law infractions relating to dogs be used for increased enforcement.
10. The General Manager, Parks, Forestry and Recreation be requested to submit a report to the Parks and Environment Committee on the possibility of increasing fines for by-law infractions related to dogs, to offset enforcement costs.
11. The General Manager of Parks, Forestry and Recreation be requested to review and report back to the Parks and Environment Committee on the proposed budget for materials and resources and give consideration to the following:
  - a. the purchase of mechanized dog litter-picking equipment; and
  - b. language appropriate materials specific to particular neighbourhoods to support the international pictogram signage.
12. The following be referred to Animal Services for report back, through the Board of Health:
  - a. any dog be prohibited from entering a City park unless it is wearing an up-to-date City of Toronto dog licence tag; and
  - b. any dog seized by Animal Control or other By-law Officer in a City park in contravention of this by-law not be returned to the owner unless the appropriate fine, in addition to any impound fees or other charges, are paid by the owner.

### **Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/pe/bgrd/backgroundfile-5226.pdf>

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Council also considered the following communications:

- (July 5, 2007) from Mary Drakich. (PE7.3.36)
- (July 11, 2007) from Kristine Drakich. (PE7.3.37)
- (July 11, 2007) from Mary Drakich. (PE7.3.38)
- (July 11, 2007) from Shirley Morriss. (PE7.3.39)
- (July 10, 2007) from Debra Scott. (PE7.3.40)
- (July 10, 2007) from Ziba K. Reiner. (PE7.3.41)
- (July 6, 2007) from Marjorie Cripps. (PE7.3.42)
- (July 6, 2007) from Marjorie Cripps. (PE7.3.43)
- (July 9, 2007) from Darby Jason. (PE7.3.44)
- (July 12, 2007) from Premika Ratnam, Chair, Play at the Park. (PE7.3.45)
- (July 12, 2007) from Tim Trow, President, Toronto Human Society. (PE7.3.46)
- (July 12, 2007) from Dianne Robinson. (PE7.3.47)
- (July 12, 2007) from Rainer Moeller. (PE7.3.48)
- (July 12, 2007) from Margaret Taylor. (PE7.3.49)
- (July 12, 2007) from Premika Ratnam. (PE7.3.50)
- (July 13, 2007) from Charles Kaufmann. (PE7.3.51)
- (July 13, 2007) from Casey Conklin, Withrow Park Dog Owners Group. (PE7.3.52)
- (July 15, 2007) from Kelly Manis, Kelly's Dog Walking and Pet Sitting. (PE7.3.53)
- (July 16, 2007) from Lara Willis, All Canadian Pet Services Network. (PE7.3.54)
- (July 16, 2007) from Tracey Capes. (PE7.3.55)
- (July 16, 2007) from Premika Ratnam, Chair, Play at the Park. (PE7.3.56)
- (July 16, 2007) from Ewa Deszynski. (PE7.3.57)
- (July 13, 2007) from Tracy Chong and Anca Pascalau. (PE7.3.58)
- (July 14, 2007) from Peter Victor. (PE7.3.59)
- (July 11, 2007) from Anca Pascalau. (PE7.3.60)

#### 11.62 Commercial Dog Walker Permit Policy

<b>PE7.4</b>	AMENDED			Ward: All
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#### July 18, 2007

Deputy Speaker Lindsay Luby in the Chair.

#### *Motion:*

1. Councillor Moscoe moved that the Item be amended by adding the following Part c to Recommendation 1 of the Parks and Environment Committee:
  - 1c. commercial dog walkers must ensure that all dogs under their control are wearing a valid up-to-date City of Toronto dog licence tag.

*Votes:*

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. City Council adopt the Commercial Dog Walker Permit Policy, generally in accordance with the report recommendations and Attachment 1 of the report (June 19, 2007) from the General Manager, Parks, Forestry and Recreation, subject to any necessary minor substantive or stylistic refinements as may be identified by the General Manager of Parks, Forestry and Recreation and the City Solicitor and to amending the Policy to require:
  - a. a Commercial Dog Walker to display a Dog Walker Permit when walking more than two dogs at a time;
  - b. Commercial Dog Walker identification be visible to the public, be numerical and large enough to be read at a distance; and
  - c. that commercial dog walkers must ensure that all dogs under their control are wearing a valid up-to-date City of Toronto dog licence tag.
2. City Council approve the Commercial Dog Walker Permit annual fee schedule as outlined below, which pertains to individual dog walkers and larger dog walking businesses who employ numerous dog walkers:

Number of Commercial Dog Walkers				
1	2	3	4	5+
\$200	\$300	\$400	\$500	\$1,000

Such fee schedule to be reviewed in 2008 and reviewed annually thereafter.

3. City Council direct the City Solicitor to make the necessary amendments to Chapter 441 of the Toronto Municipal Code, Fees, to include the annual fee schedule, as outlined above, for the issuance of a Commercial Dog Walker Permit(s).
4. City Council direct the City Solicitor to make the necessary amendments to Chapter 608 of the Toronto Municipal Code, Parks, generally in accordance with Attachment 2 of the report (June 19, 2007) from the General Manager, Parks, Forestry and Recreation, subject to any necessary minor substantive or stylistic

refinements as may be identified by the General Manager of Parks, Forestry and Recreation and the City Solicitor.

5. The Commercial Dog Walker Permit Policy be implemented effective as of the later of September 4, 2007 and the day after the set fine order is issued by the Province.
6. Prior to the implementation of the Commercial Dog Walker Permit Policy, the General Manager of Parks, Forestry and Recreation be directed to develop a communication plan, in order to promote public education, awareness and compliance with the Policy.
7. The revenues generated from the Commercial Dog Walker Permit system be directed to Parks, Forestry and Recreation Division's Operating Budget to recover costs associated with administration of the system, as well as for park maintenance costs, by-law enforcement and signage of off leash areas.
8. The General Manager of Parks, Forestry and Recreation be directed to conduct a review of the Commercial Dog Walker Permit Policy in one year's time and report back to the Parks and Environment Committee on its effectiveness.

### **Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/pe/bgrd/backgroundfile-5227.pdf>

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Council also considered the following:

- Report (July 16, 2007) from the General Manager, Parks, Forestry and Recreation. (PE7.4a)

Communications:

- (July 16, 2007) from Luan Egan, Toronto Unleashed. (PE7.4.8)
- (July 16, 2007) from Premika Ratnam, Chair, Play at the Park. (PE7.4.9)

## **11.63 PLANNING AND GROWTH MANAGEMENT COMMITTEE MEETING 7**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Held for consideration Minute 11.64	PG7.1	Implementing By-law for s.111 of City of Toronto Act-Rental Housing Protection (Ward: All)
Held for consideration Minute 11.65	PG7.2	Bicycle Locker Project Progress Report (Ward: All)
Adopted by consent	PG7.3	Birchcliff Quarry Lands Study - Status Report (Ward: 36)
Held for consideration Minute 11.66	PG7.8	Requiring and Governing the Construction of Green Roofs in Toronto (Ward: All)
Held for consideration Minute 11.67	PG7.9	Development Review Process: Review of Procedures and Updated Triggers for Environmental Site Assessment and Peer Review of Potentially Contaminated Lands being Conveyed to the City under the Planning Act

**Consideration of Items - Planning and Growth Management Committee Meeting 7**

**11.64 Implementing By-law for s.111 of City of Toronto Act-Rental Housing Protection**

<b>PG7.1</b>	AMENDED			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Walker moved that the Item be amended in accordance with the following staff recommendations contained in the report (July 15, 2007) from the City Solicitor:
  1. That Recommendation 1 of Item PG7.1 be deleted and the following substituted:
    1. Approve proposed Municipal Code Chapter 667, Residential Rental Property Demolition and Conversion Control, as set out in the draft by-law in Appendix 1, with the following amendment, to implement the City’s authority under s. 111 of the City of Toronto Act, 2006, to prohibit and regulate the demolition of rental housing properties and the conversion of rental housing to a purpose other than residential rental purposes:

- a. that § 667-13, Referral to Council by Chief Planner, be amended as necessary to provide that the Ward Councillor may, in writing, request the Chief Planner to submit an application for conversion to condominium that may be processed under delegated authority to the appropriate community council or standing committee and to Council for its approval.
2. That Recommendation 3 of Item PG7.1 be deleted and the following substituted:
    3. Amend Municipal Code Chapter 415, Development of Land, by deleting § 415-17, (the codified version of section 4 of By-law No. 229-2000) and substituting the following:

§ 415-17. Draft condominium approvals.

      - A. The authority for the giving of draft condominium approvals under section 9 of the Condominium Act, 1998, except for applications involving the conversion of six or more rental housing units and exemptions from draft approval as appropriate, is delegated to the Chief Planner and his or her representatives.
      - B. Despite Subsection A, Council shall retain all powers and authority under section 9 of the Condominium Act, 1998, and at any time prior to approval of a condominium conversion application of less than six rental housing units, a councillor for a ward in which the property is located may, in writing, request the Chief Planner to submit the application under section 9 to the appropriate community council or standing committee and to Council for its approval.

**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

2. Councillor Perks moved that the Item be amended by adding the following:

The City Manager be requested to report to the Planning and Growth Management Committee on the feasibility of amending the City of Toronto Act, 2006, to permit

the City to extend the anti-demolition protections in the Rental Housing Protection by-law to rooming houses.

*Votes:*

Adoption of motion 2 by Councillor Perks:

Yes - 26	Councillors: Ashton, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fletcher, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Thompson, Walker
No - 6	Councillors: Augimeri, Del Grande, Ford, Saundercook, Stintz, Vaughan

Carried by a majority of 20.

Adoption of motion 1 by Councillor Walker:

Yes - 31	Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fletcher, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 1	Councillor: Del Grande

Carried by a majority of 30.

Adoption of the Item, as amended:

Yes - 31	Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Grimes, Hall, Jenkins, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 1	

Councillor: Ford
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Carried by a majority of 30.

### **City Council Decision**

City Council adopted the following motions:

1. City Council approve proposed Municipal Code Chapter 667, Residential Rental Property Demolition and Conversion Control, as set out in the draft by-law in Appendix 1, with the following amendment, to implement the City's authority under s. 111 of the City of Toronto Act, 2006, to prohibit and regulate the demolition of rental housing properties and the conversion of rental housing to a purpose other than residential rental purposes:
  - a. that § 667-13, Referral to Council by Chief Planner, be amended as necessary to provide that the Ward Councillor may, in writing, request the Chief Planner to submit an application for conversion to condominium that may be processed under delegated authority to the appropriate community council or standing committee and to Council for its approval.
2. City Council approve the proposed fees for applications under Municipal Code Chapter 667, to be added to Schedule 16 of Appendix C of Municipal Code Chapter 441, Fees, as set out in Appendix 3.
3. City Council amend Municipal Code Chapter 415, Development of Land, by deleting § 415-17, (the codified version of section 4 of By-law No. 229-2000) and substituting the following:

§ 415-17. Draft condominium approvals.

  - A. The authority for the giving of draft condominium approvals under section 9 of the Condominium Act, 1998, except for applications involving the conversion of six or more rental housing units and exemptions from draft approval as appropriate, is delegated to the Chief Planner and his or her representatives.
  - B. Despite Subsection A, Council shall retain all powers and authority under section 9 of the Condominium Act, 1998, and at any time prior to approval of a condominium conversion application of less than six rental housing units, a councillor for a ward in which the property is located may, in writing, request the Chief Planner to submit the application under section 9 to the appropriate community council or standing committee and to Council for its approval.



4. City Council approve the related amendments to Municipal Code Chapter 363 Demolition Control as contained in section 2 of the draft by-law in Appendix 1.
5. City Council authorize the City Solicitor to introduce a bill in Council substantially in the form of the draft by-law in Appendix 1.
6. City Council revoke the “Application, Notice and Meeting Requirements for Condominium Conversion and Demolition Applications” contained in Appendix A of Clause 3 of Report No. 3 of the Urban Environment and Development Committee, as adopted by City Council on March 2, 3 and 4, 1999, as they are now superseded by the provisions for notice and meetings in Chapter 667 in the draft by-law.
7. City Council authorize the City Solicitor, in consultation with the Chief Planner and Chief Building Official, to introduce bills directly into Council to amend proposed Municipal Code Chapter 667, as necessary, to reflect the wording of any future amendment of the definition of “all applicable law” in the Ontario Building Code with respect to by-laws under section 111 of the City of Toronto Act, 2006.
8. City Council direct the City Clerk to provide notice of the enactment of a by-law under section 111 of the City of Toronto Act, 2006 to the Ontario Municipal Board, the Director of the (Ontario) Real Property Registration Branch and the Land Registrars for the Toronto Land Registry Offices.
9. The City Manager be requested to report to the Planning and Growth Management Committee on the feasibility of amending the City of Toronto Act, 2006, to permit the City to extend the anti-demolition protections in the Rental Housing Protection by-law to rooming houses.
10. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

### **Background Information**

Implementing By-law for s.111 of City of Toronto Act - Rental Housing Protection  
(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-4968.pdf>)

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Council also considered the following:

- Report (July 9, 2007) from the Chief Planner and Executive Director, City Planning. ([PG7.1a](#))
- Report (July 15, 2007) from the City Solicitor. ([PG7.1b](#))

Communications:

- (July 9, 2007) from Martin K.I. Rumack, Barrister and Solicitor. (PG7.1.3)
- (July 13, 2007) from David F. Alexandor, Q.C., Alexandor & Associates, Barristers and Solicitors. (PG7.1.4)
- (July 17, 2007) from Elinor Mahoney, Community Legal Worker, on behalf of the Tenant Advocacy Group, Parkdale Community Legal Services Inc. (PG7.1.5)

#### 11.65 **Bicycle Locker Project Progress Report**

<b>PG7.2</b>	AMENDED			Ward: All
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#### **July 17, 2007**

Speaker Bussin in the Chair.

#### *Motion:*

1. Councillor Milczyn moved that the Item be amended by deleting the following Recommendation 3 of the Planning and Growth Management Committee and renumbering the remaining recommendations accordingly:
  3. Council amend the Toronto Municipal Code, Chapter 441, to establish an additional Bicycle Locker User Fee of \$10.00 + GST per month “Eyesore” surcharge, and that funds from this surcharge be utilized for the design of attractive bicycle storage lockers and facilities.

#### *Votes:*

Motion 1 by Councillor Milczyn carried.

The Item, as amended, carried.

#### **City Council Decision**

City Council adopted the following motions:

1. Council amend the Toronto Municipal Code, Chapter 441, to establish a Bicycle Locker User Fee of \$10.00 + GST per month, for a minimum rental period of 4 months and maximum rental period of 12 months, effective August 1, 2007, which is not subject to an annual adjustment.
2. Council amend the Toronto Municipal Code, Chapter 441, to establish a Bicycle Locker Key Replacement Fee of \$90.00 + GST effective August 1, 2007, which is not subject to an annual adjustment, for a lost or stolen key or for failure to return a key before the conclusion of a user agreement.

3. Council authorize the City Solicitor to prepare the necessary changes to the Toronto Municipal Code, Chapter 441, and the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

### Background Information

Bicycle Locker Project Progress Report

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-4969.pdf>

## 11.66 Requiring and Governing the Construction of Green Roofs in Toronto

PG7.8	AMENDED			Ward: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Perks moved that the Item be amended by adding to the end of Recommendation 3b of the Planning and Growth Management Committee, the words “provided that the by-law does not preclude support for alternative energy or environmental measures”, so that Recommendation 3b now reads as follows:
  - 3b. report back to the Planning and Growth Management Committee in the third quarter of 2007 with a revised green roof building standard and preliminary recommendations for a green roof by-law, provided that the by-law does not preclude support for alternative energy or environmental measures.

*Votes:*

Motion 1 by Councillor Perks carried.

The Item, as amended, carried.

### City Council Decision

City Council adopted the following motions:

1. Council enact the authority of Section 108 of the City of Toronto Act and proceed with the development of a green roof building standard for the City of Toronto, to further implement the recommendations of “Making Green Roofs Happen” and as a means of making this component of the Green Development Standard mandatory.

2. The Chief Building Official and Executive Director, Toronto Building:
  - a. make the technical report on a proposed green roof building standard available for stakeholder and public comment.
3. The Chief Building Official and Executive Director, Toronto Building, and the Chief Planner and Executive Director, City Planning, in consultation with other affected divisions:
  - a. conduct a series of workshops to solicit comments on the proposed green roof building standard and on when and where green roofs could be required in the City of Toronto through a by-law under the City of Toronto Act, 2006; and
  - b. report back to the Planning and Growth Management Committee in the third quarter of 2007 with a revised green roof building standard and preliminary recommendations for a green roof by-law, provided that the by-law does not preclude support for alternative energy or environmental measures.

### Background Information

Requiring and Governing the Construction of Green Roofs in Toronto  
(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-4973.pdf>)

Attachment - Green Vegetative Roof

(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-5165.pdf>)

### 11.67 Development Review Process: Review of Procedures and Updated Triggers for Environmental Site Assessment and Peer Review of Potentially Contaminated Lands being Conveyed to the City under the Planning Act

PG7.9	NO AMENDMENT			
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motions:

1. City Council approve the proposed amendment to existing procedures, to now require Ministry of Environment (MOE) acknowledged Records of Site Condition (RSCs) for conveyance of Right-of-Way lands from only the development sites which require RSCs as per O. Reg. 153/04 (see Scenario R2 and R3 in Appendix A, Table 1).
2. City Council approve the proposed exemption to environmental requirements when conveyances are less than or equal to 1.0 metre width, from sites not requiring a RSC for the intended land use as per O. Reg. 153/04, (see Scenario R2 in Appendix A, Table 1).
3. City Council approve these updated procedures, requirements, and clarifications as described in Appendix A, Table 1 of this report (specifying the environmental site assessments, environmental reports, Ministry of Environment acknowledged Records of Site Condition and City Peer Review process) as the environmental requirements to be satisfied prior to conveyance of properties to the City under the Planning Act.
4. City Council authorize staff to implement the updated procedures effective immediately on new applications under the Planning Act, and to make any necessary administrative changes to the City's Peer Review process.

### **Background Information**

Development Review Process: Review of Procedures

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-4977.pdf>

## **11.68 PUBLIC WORKS AND INFRASTRUCTURE COMMITTEE MEETING 7**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Held for consideration Minute 11.69	PW7.2	Proposed Bicycle Lanes on The Queensway from Windermere Avenue to Claude Avenue (Ward: 13, 14)
Held for consideration Minute 11.70	PW7.3	Regulation of Queuing on the Public Sidewalk (Ward: All)
Adopted by consent	PW7.5	2007 Amendments to the Municipal Class Environmental Assessment (Ward: All)

Adopted by consent	PW7.6	Plan to Improve the Development and Implementation of a Co-ordinated Multi-Year Joint Transportation Services and Toronto Water Capital Program (Ward: All)
Held for consideration Minute 11.71	PW7.7	Policy Regarding the Repair of Private Storm Drainage Systems (Ward: All)
Held for consideration Minute 11.72	PW7.8	Lead Water Services Connection Replacement Program (Ward: All)
Adopted by consent	PW7.9	Designating the General Manager of Toronto Water as Owner Representative for Implementation of the Drinking Water Quality Management Standard (Ward: All)
Held for consideration Minute 11.73	PW7.10	Extension of No-Fault Grant Program (Ward: 39)
Held for consideration Minute 11.74	PW7.11	Land Acquisition for Source Water Protection Reserve - Updated Property Acquisition List (Ward: All)
Held for consideration Minute 11.75	PW7.15	Ingram Reuse Centre and Other Potential Reuse Properties (Ward: All)
Held for consideration Minute 11.76	PW7.16	Residual Waste Planning Study (Ward: All)
Adopted by consent	PW7.17	Contract Extension for Region of Peel Waste Transfer Agreement (Ward: All)
Held for consideration Minute 11.77	PW7.21	Results of the Request for Proposal No. 0401-07-0059 - Contract for Recycling and Garbage Carts to Single-Family Households - Public Works and Infrastructure Committee Item PW6.16 (Ward: All)
Adopted by consent	PW7.22	Results of the Request for Proposals No. 6035-07-3064 for Provision of Organic Material Processing Services (Ward: All)
Held for consideration Minute 11.78	PW7.23	Ashbridges Bay Treatment Plant - Biosolids Pelletizer Facility Operations, Maintenance and Pellet Marketing Services Agreement (Ward: All)

**Consideration of Items - Public Works and Infrastructure Committee Meeting 7**

11.69 **Proposed Bicycle Lanes on The Queensway from Windermere Avenue to Claude Avenue**

PW7.2	NO AMENDMENT			Ward: 13, 14
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**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Vote:*

The Item was adopted, without amendment.

Councillor Ford requested that his opposition to this Item be noted in the Minutes of the meeting.

**City Council Decision**

City Council adopted the following motions:

1. City Council approve the installation of bicycle lanes on both sides of The Queensway, from Windermere Avenue to Claude Avenue, as detailed in Appendix A of this report.
2. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto, including the introduction of all necessary bills.

**Background Information**

2007-06-27-pw07-2

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5134.pdf>

2007-06-27-pw07-2.appA

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5135.pdf>

2007-06-27-pw07-2.draw.1

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5136.pdf>

2007-06-27-pw07-2.draw.2

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5137.pdf>

11.70 **Regulation of Queuing on the Public Sidewalk**

PW7.3	AMENDED			Ward: All
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Minnan-Wong moved that the Item be amended by adding to the end of Recommendation 2 of the Public Works and Infrastructure Committee, the words “the report to also include the number of reported offences related to queuing on sidewalks”, so that Recommendation 2 now reads as follows:
  2. Municipal Licensing and Standards, in consultation with Transportation Services and the Toronto Police Service, report to the November 28, 2007 meeting of the Public Works and Infrastructure Committee on the necessary amendments to Chapter 743, Streets, Chapter 441, Fees, and Chapter 545, Licensing, of the City of Toronto Municipal Code to implement the regulatory regime; the report to also include the number of reported offences related to queuing on sidewalks.
  
2. Councillor Palacio moved that the Item be amended by adding to the end of Recommendation 1 of the Public Works and Infrastructure Committee, the words “within the Entertainment District”, so that Recommendation 1 now reads as follows:
  1. The appropriate internal and external consultations to develop the regulatory strategy to manage queuing on the public sidewalk be undertaken, within the Entertainment District.

*Votes:*

Motion 1 by Councillor Minnan-Wong carried.

*Permission to Withdraw Motion:*

Councillor Palacio, with the permission of Council, withdrew his motion 2.

Adoption of the Item, as amended:

Yes - 32

Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker

No - 1

Councillor: Ford



Carried by a majority of 31.

**City Council Decision**

City Council adopted the following motions:

1. The appropriate internal and external consultations to develop the regulatory strategy to manage queuing on the public sidewalk be undertaken.
2. Municipal Licensing and Standards, in consultation with Transportation Services and the Toronto Police Service, report to the November 28, 2007 meeting of the Public Works and Infrastructure Committee on the necessary amendments to Chapter 743, Streets, Chapter 441, Fees, and Chapter 545, Licensing, of the City of Toronto Municipal Code to implement the regulatory regime; the report to also include the number of reported offences related to queuing on sidewalks.
3. Notice of any proposed amendments to Chapter 545, Licensing, and Chapter 441, Fees, shall be given before the Committee meeting, as prescribed in the Toronto Municipal Code Chapter 162, Notice, Public.
4. The appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

**Background Information**

2007-06-27-pw07-3

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5196.pdf>

Council also considered the following communication:

- (July 18, 2007) from David Mirvish, C.M., O. Ont., Mirvish Productions, addressed to Councillor Adam Vaughan, submitted by Councillor Adam Vaughan, Ward 20 - Trinity-Spadina. (PW7.3.1)

**11.71 Policy Regarding the Repair of Private Storm Drainage Systems**

PW7.7	AMENDED		Policy	Ward: All
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**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Moscoe moved that the Item be amended by adding the following:

The General Manager, Toronto Water, report to the Public Works and Infrastructure Committee on the feasibility of establishing a back lot drainage reserve funded through a surcharge on grading and paving permits, at no cost to the City, to partially assist with resolving local area community drainage problems.

*Votes:*

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. City Council adopt a policy, entitled “The Repair of Private Storm Drainage Systems”, as follows:
  - a. a private storm drainage system located entirely on private property is one which has been or is constructed, operated, owned and maintained by or on behalf of the private property owner;
  - b. the obligation to operate, maintain and repair a private storm drainage system rests entirely with the private property owner;
  - c. the City will not undertake the operation, maintenance or repair of a private storm drainage system;
  - d. unless otherwise available under the City’s Drain Grant Policy, no financial assistance will be provided by the City to a private property owner for the operation, maintenance or repair of a private storm drainage system; and
  - e. for the purposes of this Policy, “private storm drainage system” means that part of any drain or system of drains, including catch basins, drains, sumps or subsurface drainage pipe for surface or subsurface drainage of the land, lying within the limits of the private lands.
2. The General Manager, Toronto Water, report to the Public Works and Infrastructure Committee on the feasibility of establishing a back lot drainage reserve funded through a surcharge on grading and paving permits, at no cost to the City, to partially assist with resolving local area community drainage problems.

### **Background Information**

2007-06-27-pw07-7

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5145.pdf>

11.72 **Lead Water Services Connection Replacement Program**

PW7.8	AMENDED			Ward: All
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Minnan-Wong moved that the Item be amended by adding the following:

The General Manager of Toronto Water report back to the Public Works and Infrastructure Committee on the policy and financial impacts of providing zero-interest loans to private homeowners interested in replacing their privately-owned lead service laterals.

*Votes:*

Adoption of motion 1 by Councillor Minnan-Wong:

Yes - 29 Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Grimes, Hall, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Vaughan, Walker
No - 1 Councillor:	Kelly

Carried by a majority of 28.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. The current Water Service Connection Replacement Program be replaced with a Lead Water Service Connection Replacement Program, directed at an accelerated

replacement of lead water service connections over a nine-year period, consisting of the following elements:

- a. Watermain and Road Reconstruction Associated Replacements - Lead water services will be replaced in conjunction with Transportation Services Road Reconstruction Program and Toronto Water's aggressive watermain renewal program, on a targeted area specific basis and on the following priority:
  1. watermains with high break rates;
  2. watermains with substandard hydraulic capacity;
  3. watermains in areas of the City where past water quality sampling has shown elevated levels of lead;
  4. age of the watermain infrastructure, where a first priority is given to those roads where road reconstruction work is planned; and
  5. roads where records show few lead water services have already been replaced.
  
- b. Emergency Water Service Replacement - Lead water services will be replaced on an emergency basis, where:
  1. water quality testing shows that lead levels exceed the Ontario Drinking Water Quality Standard of 10 ppb;
  2. where substandard flow rates, lower than 7 litres per minute, as measured at the meter or closest faucet to the entry point of service; and
  3. in cases where water services are found to be leaking.
  
- c. On-Demand Water Service Replacement - An annual maximum of 1,500 services be replaced, on a first come first served basis, in the following priority, where a minimum of 500 services are assigned for the replacement of low flow copper service connections:
  1. residential properties serviced by lead or galvanized water services; and
  2. ½ inch copper service connections where the flow rate, is between 7 and 15 litres per minute, as measured at the meter or closest faucet to the entry point of service.

2. The public communication strategy for lead water services be updated to provide information to residents regarding the Lead Water Service Connection Replacement Program.
3. The General Manager of Toronto Water report back to the Public Works and Infrastructure Committee on the policy and financial impacts of providing zero-interest loans to private homeowners interested in replacing their privately-owned lead service laterals.
4. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**Background Information**

2007-06-27-pw07-8

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5459.pdf>

11.73 **Extension of No-Fault Grant Program**

PW7.10	REFERRED			Ward: 39
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Del Grande moved that the Item be referred back to the Public Works and Infrastructure Committee for further consideration.

*Vote on Referral:*

Motion 1 by Councillor Del Grande carried.

**City Council Decision**

City Council referred this Item back to the Public Works and Infrastructure Committee for further consideration.

**Background Information**

2007-06-27-pw07-10

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5147.pdf>

11.74 **Land Acquisition for Source Water Protection Reserve - Updated Property Acquisition List**

PW7.11	NO AMENDMENT			Ward: All
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Minnan-Wong moved that the Item be amended to provide that City Council only authorize the Toronto and Region Conservation Authority (TRCA) to apply the use of funds from Toronto Water's Land Acquisition for Source Water Protection Reserve to acquire only properties located in the City of Toronto.

*Votes:*

Adoption of motion 1 by Councillor Minnan-Wong:

Yes - 3 Councillors: Jenkins, Minnan-Wong, Stintz
No - 28 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Grimes, Hall, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Vaughan, Walker

Lost by a majority of 25.

Adoption of the Item, without amendment:

Yes - 31 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Vaughan, Walker
No - 0

Carried, without dissent.

**City Council Decision**

City Council adopted the following motions:

1. The Toronto and Region Conservation Authority (TRCA) be authorized to apply to use the \$1.5 million identified in the Toronto Water 2007 Capital Budget from the Land Acquisition for Source Water Protection Reserve to complete the acquisitions as set out in the confidential list dated March 5, 2007, included as Attachment 1.
2. TRCA complete the acquisitions according to the criteria set out in the Policy and Finance Committee Report 7, Clause 37, as adopted by City Council on July 19, 20, 21 and 26, 2005, in a form and manner acceptable to City officials.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Confidential Attachment 1 to the report (June 12, 2007) from the General Manager, Toronto Water, and the Chief Administrative Officer, Toronto and Region Conservation Authority, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the proposed or pending acquisition of land for municipal or local board purposes.

**Background Information**

2007-06-27-pw07-11

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5148.pdf>

**11.75 Ingram Reuse Centre and Other Potential Reuse Properties**

<b>PW7.15</b>	AMENDED			Ward: All
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**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motions:*

1. Councillor Stintz moved that the Item be amended by:
  - a. deleting from Recommendation 3 of the Public Works and Infrastructure Committee, the words “Solid Waste Management Services” and replacing them with the words “the Chief Corporate Officer”, so that Recommendation 3 now reads as follows:

3. Staff work with Facilities and Real Estate and other divisions to develop a list of other City-owned properties as potential locations for reuse centres, and that, if a sufficient number of City-owned sites are not available, the Chief Corporate Officer be authorized to seek the services of a real estate broker to find suitable private properties available within the City to purchase or lease.
- b. deleting the Recommendations of the Public Works and Infrastructure Committee, and that Council adopt instead the following staff recommendations contained in the report (April 18, 2007) from the Acting General Manager, Solid Waste Management Services:
    1. the vacant lands abutting the Ingram Transfer Station be used by Solid Waste Management Services for site modifications to improve operational efficiencies and customer services at the Ingram Transfer Station and as a potential location for one of eight City owned reuse facilities;
    2. community improvements that would enhance green space in the area near the Ingram Transfer Station be explored and implemented where feasible, should the lands abutting the Ingram Transfer Station be selected as a site for a reuse centre; and
    3. staff work with Facilities and Real Estate and other divisions to develop a list of other City-owned properties as potential locations for reuse centres, and if a sufficient number of City-owned sites are not available that SWMS be authorized to seek the services of a real estate broker to find suitable private properties available within the City to purchase or lease.
2. Councillor Moscoe moved that the Item be amended by adding the following:

The General Manager, Solid Waste Management Services, be requested to report to the Public Works and Infrastructure Committee on:

    - a. possible additional access to the Ingram Transfer Station from the east, as recommended by the design district charette; and
    - b. the potential for acquiring lands east of the Ingram Transfer Station currently used to stockpile used asphalt.

*Votes:*

Adoption of motion 1b by Councillor Stintz:



Yes - 3 Councillors: Ashton, Minnan-Wong, Stintz
No - 29 Councillors: Ainslie, Augimeri, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker

Lost by a majority of 26.

Motion 1a by Councillor Stintz carried.

Adoption of motion 2 by Councillor Moscoe:

Yes - 30 Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 2 Councillors: Moeser, Stintz

Carried by a majority of 28.

Adoption of the Item, as amended:

Yes - 29 Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 2 Councillors: Minnan-Wong, Stintz

Carried by a majority of 27.

**City Council Decision**

City Council adopted the following motions:

1. The “green space” to the west of the Ingram Transfer Station be transferred to Parks, Forestry and Recreation for use as a City-owned and operated Driving Range.
2. The Director of Real Estate Services, in consultation with appropriate staff, report to the appropriate Committee on entering into negotiations with the owner of 2255 Keele Street to permit the operation of a day care centre at 2255 Keele Street.
3. Staff work with Facilities and Real Estate and other divisions to develop a list of other City-owned properties as potential locations for reuse centres, and that, if a sufficient number of City-owned sites are not available, the Chief Corporate Officer be authorized to seek the services of a real estate broker to find suitable private properties available within the City to purchase or lease.
4. The report (June 13, 2007) from Deputy City Manager Richard Butts and Deputy City Manager Sue Corke be received for information.
5. The General Manager, Solid Waste Management Services, be requested to report to the Public Works and Infrastructure Committee on:
  - a. possible additional access to the Ingram Transfer Station from the east, as recommended by the design district charette; and
  - b. the potential for acquiring lands east of the Ingram Transfer Station currently used to stockpile used asphalt.

### **Background Information**

2007-06-27-pw07-15

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5152.pdf>

2007-06-27-pw07-15a

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5153.pdf>

### 11.76 **Residual Waste Planning Study**

<b>PW7.16</b>	NO AMENDMENT			Ward: All
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**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 26 Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 3 Councillors: Ford, Minnan-Wong, Stintz

Carried by a majority of 23.

### **City Council Decision**

City Council adopted the following motions:

1. The proposed terms of reference for the long-term residual waste management study not be submitted to the Minister of the Environment.
2. The General Manager of Solid Waste Management Services be directed to carry out a comprehensive residual waste planning study based on the principles and terms set out in Attachment A.
3. Purchase Order No. 6020066 to MacViro Consultants Inc. for the preparation of the proposed terms of reference be increased by \$62,200.00 excluding GST to a total of \$296,200.00 excluding GST to account for MacViro's attendance at additional public meetings and participation in the development of the Health Impact Assessment framework.

Subject to the adoption of Parts 1 and 2, the Public Works and Infrastructure Committee further recommends that:

4. The General Manager of Solid Waste Management Services and the Director of Purchasing and Materials Management be authorized to issue a request for proposals for professional technical services to undertake the planning study described in Part 2.
5. The Community Environmental Assessment Team (CEAT) be split into the 3Rs Working Group recommended in the report, entitled "Proposed Initiatives and Financing Model to get to 70% Solid Waste Diversion by 2010" and a Residual Waste Working Group as described in Attachment B to this report.
6. General Manager of Solid Waste Management Services, in consultation with CEAT, develop a transition plan for the splitting of CEAT into the 3Rs Working

Group and the Residual Waste Working Group and report back to the Public Works and Infrastructure Committee with the details in the fall.

7. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### Background Information

2007-06-27-pw07-16

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5154.pdf>)

2007-06-27-pw07-16a

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5155.pdf>)

### 11.77 Results of the Request for Proposal No. 0401-07-0059 - Contract for Recycling and Garbage Carts to Single-Family Households - Public Works and Infrastructure Committee Item PW6.16

PW7.21	NO AMENDMENT			Ward: All
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### July 18, 2007

Deputy Speaker Lindsay Luby in the Chair.

#### Motion:

1. Councillor Del Grande moved that the Item be amended by deleting Recommendation 1 of the Public Works and Infrastructure Committee, and replacing it with the following:
  1. that Rehrig Pacific Company be awarded the contract for the supply and distribution of recycling and garbage carts, including the maintenance program and cart exchanges over a 5-year contract.

#### Votes:

Adoption of motion 1 by Councillor Del Grande:

Yes - 6	Councillors: Del Grande, Ford, Minnan-Wong, Nunziata, Ootes, Stintz
No - 26	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Grimes, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Moscoe, Pantalone, Parker, Perks, Perruzza,

Rae, Vaughan, Walker

Lost by a majority of 20.

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Rehrig Pacific Company be awarded the contract for the supply and distribution of recycling and garbage carts, including the maintenance program and cart exchanges over the 10-year contract, at an estimated value of approximately \$68,364,320 for both the garbage and recycling carts, including PST but net of GST, CPI and potential resin price adjustments.
2. The General Manager of Solid Waste Management Services be authorized to negotiate additional cart options such as alternative graphic options and radio frequency identification tags, etc., provided that the cost of any alternatives and/or additions are within the total budgeted amounts.
3. The appropriate officials be authorized to enter into a contract with Rehrig Pacific Company on terms and conditions provided in the RFP and otherwise on terms and conditions satisfactory to the General Manager of Solid Waste Management Services and in a form satisfactory to the City Solicitor and to take any necessary action to give effect thereto.

**Background Information**

2007-06-27-pw07-21

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5241.pdf>

2007-06-27-pw07-21-attachpw6.16

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5242.pdf>

11.78 **Ashbridges Bay Treatment Plant - Biosolids Pelletizer Facility Operations, Maintenance and Pellet Marketing Services Agreement**

PW7.23	AMENDED			Ward: All
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This Item was submitted without recommendation.

**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Thompson moved that Council adopt the following staff recommendations contained in the report (June 27, 2007) from the General Manager, Toronto Water:
  1. Authority be granted to finalize and execute the Operations, Maintenance and Pellet Marketing Services Agreement with Veolia Water Canada, Inc. on substantially similar terms and conditions as set out in the attached Schedule 'A', and on such other terms as may be acceptable to the General Manager, Toronto Water, and all in a form acceptable to the City Solicitor.
  2. Funds in the amount of \$2,880,000.00 net of GST be reallocated for the payment of enhancements made to the Pelletizer Facility during rebuilding as follows: \$1,440,000.00 from CWW005-92- Ashbridges Bay WWTP Digester Refurbishment and \$1,440,000.00 from CWW008-44 - Humber WWTP Waste Activated Sludge Upgrade, to CWW010 98 - Ashbridges Bay WWTP Biosolids Pelletizer.
  3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

*Votes:*

Motion 1 by Councillor Thompson carried.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. Authority be granted to finalize and execute the Operations, Maintenance and Pellet Marketing Services Agreement with Veolia Water Canada, Inc. on substantially similar terms and conditions as set out in the attached Schedule 'A', and on such other terms as may be acceptable to the General Manager, Toronto Water, and all in a form acceptable to the City Solicitor.
2. Funds in the amount of \$2,880,000.00 net of GST be reallocated for the payment of enhancements made to the Pelletizer Facility during rebuilding as follows: \$1,440,000.00 from CWW005-92- Ashbridges Bay WWTP Digester Refurbishment and \$1,440,000.00 from CWW008-44 - Humber WWTP Waste Activated Sludge Upgrade, to CWW010 98 - Ashbridges Bay WWTP Biosolids Pelletizer.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### **Background Information**

2007-06-27-pw07-23

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5412.pdf>)

2007-06-27-pw07-23.attach

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5434.pdf>)

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Council also considered the following:

- (June 29, 2007) from the President, Toronto Civic Employees' Union – Local 416.(PW7.23.1)
- (July 16, 2007) from Josie Roussel.(PW7.23.2)

### **11.79 STRIKING COMMITTEE MEETING 5**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

- |                    |       |   |
|--------------------|-------|---|
| Adopted by consent | ST5.1 | Appointment of Members of Council to the Enterprise Toronto Advisory Group  |
| Adopted by consent | ST5.2 | Appointment of Member of Council to the Toronto Civic Employees' Pension Benefit Fund Committee to Fill a Vacancy |

### **11.80 ETOBICOKE YORK COMMUNITY COUNCIL MEETING 7**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

- |                    |       |   |
|--------------------|-------|---|
| Adopted by consent | EY7.8 | Intention to Designate, Part IV, Ontario Heritage Act Two Properties with Heritage Easement Agreements 70 High Park Avenue and 1100 Lansdowne Avenue (Ward: 13, 17) |
|--------------------|-------|---|

Adopted by consent	EY7.9	Intention to Designate, Part IV, Ontario Heritage Act Bell Telephone Company Building - 80 Birmingham Street (Ward: 6)
Adopted by consent	EY7.10	Intention to Designate, Part IV, Ontario Heritage Act 515 Royal York Road (Ward: 5)
Adopted by consent	EY7.11	82 Daniels Street - Common Elements Condominium Application - Final Report (Ward: 5)
Adopted by consent	EY7.12	115 Torbarrie Road (Plan 66M-2436, Block 151) - Common Elements Condominium Application and Part Lot Control Exemption Application - Final Report (Ward: 7)
Adopted by consent	EY7.13	115 Torbarrie Road (Plan 66M-2436 - Lots 2 to 51) - Part Lot Control Exemption Application - Final Report (Ward: 7)
Adopted by consent	EY7.14	252, 270, 272 and 276 Bering Avenue - Common Elements Condominium Application and Part Lot Control Application - Final Report (Ward: 5)
Adopted by consent	EY7.15	21 Oak Street - Subdivision Application and Common Elements Condominium Application - Final Report (Ward: 11)
Adopted by consent	EY7.16	Northeast Corner of Weston Road and Oak Street Zoning Application - Final Report (Ward: 11)
Held for consideration Minute 11.81	EY7.17	555 Rexdale Boulevard - Official Plan, Zoning and Subdivision Applications - Final Report (Ward: 2)
Adopted by consent	EY7.18	3741-3751 Bloor Street West - Rezoning Application for a Temporary Use By-law - Final Report (Ward: 5)
Adopted by consent	EY7.23	Assumption of Roads and Services – 1403120 Ontario Ltd., Registered Plan of Subdivision 66M-2387 South of Turnberry Avenue, East of Union Street (Ward: 17)
Adopted by consent	EY7.27	Algoma Street, Melrose Street and Wesley Street Speed Limit Amendments (Ward: 6)



Adopted by consent	EY7.28	Ambleside Avenue - Speed Limit Amendment (Ward: 5)
Adopted by consent	EY7.29	Shaver Avenue North - Speed Limit Amendment (Ward: 5)
Adopted by consent	EY7.32	Garrow Avenue and Hilldale Road - Stop Sign Installation (Ward: 11)
Adopted by consent	EY7.35	Proposed Bicycle Lanes on Stephen Drive from Berry Road to The Queensway (Ward: 5)
Adopted by consent	EY7.36	Carlingview Drive and International Boulevard - U-Turn Prohibitions (Ward: 2)
Adopted by consent	EY7.37	Humberwood Boulevard and Morning Star Drive - Traffic Control Signals (Ward: 2)
Held for consideration Minute 11.82	EY7.38	St. Clair Avenue West between Westmount Avenue and McRoberts Avenue - Transit Improvement Project (Ward: 17)
Adopted by consent	EY7.40	2007 Capital Works Projects - Highway Alteration By-laws on Transit Routes (Ward: 1, 2, 3, 4, 5, 7, 11, 12)
Adopted by consent	EY7.42	Appointment of Members of Council to Toronto and Region Conservation Authority Humber and Etobicoke-Mimico Watersheds Sub-Committees (Ward: 1, 2, 3, 4, 5, 6, 7, 11, 12, 13, 17)
Adopted by consent	EY7.43	Appointment of Members of Council to the Community Museum Management Boards and Etobicoke York Community Preservation Panel (Ward: 1, 2, 3, 4, 5, 6, 7, 11, 12, 13, 17)
Held for consideration Minute 11.83	EY7.45	Request for Endorsement of Events for Liquor Licensing Purposes (Ward: 4, 6, 12)

**Consideration of Items - Etobicoke York Community Council Meeting 7****11.81 555 Rexdale Boulevard - Official Plan, Zoning and Subdivision Applications - Final Report**

<b>EY7.17</b>	AMENDED		Transactional	Ward: 2
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Mihevc moved that the Item be amended by amending Recommendation 5 of the Etobicoke York Community Council to read as follows:
  5. The Executive Director of Economic Development, Culture and Tourism be requested to develop a local employment, training and recruitment strategy, in cooperation with the applicant and the local area academic, community and labour stakeholders to ensure that local residents are positioned and prepared to take advantage of the Woodbine rejuvenation.

*Vote:*

Adoption of the Item, as amended by motion 1 by Councillor Mihevc:

Yes - 31	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Ford, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Thompson, Vaughan, Walker
No - 1	
Councillor:	Minnan-Wong

Carried by a majority of 30.

**City Council Decision**

City Council adopted the following motion:

City Council adopt the following recommendations contained in the report (June 12, 2007) from the Director, Community Planning, Etobicoke York District, as amended to

substitute the Official Plan Amendment and Zoning By-law Amendment, appended to the Supplementary Report (June 25, 2007) from the Director, Community Planning, Etobicoke York District:

That:

1. City Council amend the Official Plan substantially in accordance with the draft Official Plan amendment outlined in Attachment No. 7.
2. City Council amend Zoning Code No. 11,737 substantially in accordance with the draft amendment described in this report and to be provided at the public meeting.
3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan and Zoning amendments as may be required to implement the intent of the Council approval.
4. City Council recommend to the Chief Planner that the draft plan of subdivision be approved, generally as illustrated on Attachment No. 8, subject to:
  - a. the conditions as generally listed in Attachment No. 9, which, except as otherwise noted, must be fulfilled or secured through the subdivision agreement before the release of the plan of subdivision for registration; and
  - b. such revisions to the proposed subdivision plan or such additional or modified conditions as the Chief Planner may deem to be appropriate to address matters arising from the on-going technical review of this development, including provisions for phasing; servicing and extent of the roadway network beyond that currently proposed;
5. The Executive Director of Economic Development, Culture and Tourism be requested to develop a local employment, training and recruitment strategy, in cooperation with the applicant and the local area academic, community and labour stakeholders to ensure that local residents are positioned and prepared to take advantage of the Woodbine rejuvenation.
6. The Deputy City Manager and Chief Financial Officer be requested to report to the Executive Committee, prior to the execution of the subdivision agreement, regarding the applicant's request for possible financial strategies to assist implementation of this development in consultation with the Executive Director and Chief Planner, the Executive Director of Technical Services and the Executive Director of Economic Development, Culture and Tourism.
7. The appropriate City officials be authorized to enter into discussions and amend the existing agreements as necessary to implement a sanitary sewer connection to Peel Region, if required by this development.

**Background Information**

June 12, 2007 report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-4936.pdf>

notice OPA Zoning

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-4937.pdf>

notice - plan of subdivision

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-4938.pdf>

June 25, 2007 Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-5532.pdf>

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Council also considered the following communication and petition:

- (July 16, 2007) from Stephen Diamond, Strategic Advisor, McCarthy Tétrault, Barristers and Solicitors. (EY7.17.1)
- Petition containing the signatures of approximately 2,364 individuals regarding the proposed entertainment complex at the Woodbine Racetrack, submitted by Councillor Rob Ford, Ward 2, Etobicoke North. (EY7.17.2)

11.82 **St. Clair Avenue West between Westmount Avenue and McRoberts Avenue - Transit Improvement Project**

<b>EY7.38</b>	AMENDED		Transactional	Ward: 17
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**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motions:*

1. Councillor Mihevc moved that the Item be amended in accordance with the following:
  - a. the following staff recommendations contained in the report (July 16, 2007) from the General Manager, Transportation Services:
    1. The recommendation of the Etobicoke York Community Council at its special meeting of July 12, 2007, that the intersection of St. Clair Avenue West and Dufferin Street be designed to allow for an eastbound to northbound left turn and U-turn lane not be adopted; and
    2. The near side eastbound stop configuration on the south side of St. Clair Avenue West at Dufferin Street, as recommended in the

Preferred Design Concept identified through the St. Clair Avenue West Transit Improvement Class Environmental Assessment Study process, be approved.

- b. the following recommendation of the Toronto Pedestrian Committee contained in the communication (July 10, 2007) from the Committee:

The Toronto Pedestrian Committee recommends that City Council continue to support the preferred design concept identified through the St. Clair Avenue West Transit Improvement Class Environmental Assessment study process for the Dufferin Street/ St. Clair Avenue intersection to minimize sidewalk cuts.

- 2. Councillor Palacio moved that the Item be amended:

- a. in accordance with the following decision of the Etobicoke York Community Council to approve the alternate configuration, as detailed in the report, for the Dufferin and St. Clair West intersection:

The Etobicoke York Community Council recommends to City Council that the intersection of St. Clair Avenue West and Dufferin Street, be designed to allow for an eastbound to northbound left-turn and U-turn lane.

- b. by adding the following:

The Chief Planner and Executive Director, City Planning, be directed to introduce setback provisions in the forthcoming Avenue Study, along the lines already being contemplated, to ensure that the sidewalk width is made larger than the current sidewalk width at this location.

- 3. Councillor Hall moved that the Item be amended by adding the following:

The General Manager, Transportation Services be requested to conduct a traffic study to determine whether the U-turn at Northcliffe Boulevard could be removed, and report to the Etobicoke York Community Council on the results.

*Votes:*

Adoption of motion 1 by Councillor Mihevc:

Yes - 8	
Councillors:	Carroll, Davis, Giambrone, Mihevc, Moscoe, Perks, Perruzza, Saundercook
No - 21	

Councillors:	Ashton, Augimeri, Bussin, De Baeremaeker, Del Grande, Di Giorgio, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Palacio, Parker, Stintz, Walker
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Lost by a majority of 13.

Adoption of motion 2 by Councillor Palacio:

Yes - 21	Councillors: Ashton, Augimeri, Bussin, De Baeremaeker, Del Grande, Di Giorgio, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Palacio, Parker, Stintz, Walker
No - 8	Councillors: Carroll, Davis, Giambrone, Mihevc, Moscoe, Perks, Perruzza, Saundercook

Carried by a majority of 13.

Motion 3 by Councillor Hall carried.

Adoption of the Item, as amended:

Yes - 22	Councillors: Ashton, Augimeri, Bussin, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Palacio, Parker, Stintz, Walker
No - 6	Councillors: Davis, Giambrone, Mihevc, Moscoe, Perks, Perruzza

Carried by a majority of 16.

### City Council Decision

City Council adopted the following motions:

1. City Council enact a By-law for the alteration of St. Clair Avenue West, between Westmount Avenue and McRoberts Avenue, to permit construction of the Preferred Design Concept identified through the St. Clair Avenue West Transit Improvement Class Environmental Assessment study process. The modifications, generally as shown on Drawing No.'s EY07 – 151 to EY07 - 155, dated June 2007, include:

- i. construction of a raised, mountable trackbed in the centre of St. Clair Avenue West, between signalized intersections, for the exclusive use of public transit vehicles and emergency service vehicles, including Police, Fire, and Emergency Medical Services;
  - ii. removal of existing streetcar platforms and replacement with new, wider farside platforms on the north side of St. Clair Avenue West, west of Dufferin Street; on the north side and south side of St. Clair Avenue West, east of Earlscourt Avenue; and nearside platforms on the north and south side of St. Clair Avenue West east and west of Lansdowne Avenue;
  - iii. widening the pavement, up to 2.5 metres, on the north and south sides of St. Clair Avenue West, at Dufferin Street, to allow for two through lanes and a westbound left-turn/U-turn lane;
  - iv. widening the pavement, up to 2.5 metres, on the north and south sides of St. Clair Avenue West, at Via Italia, to allow for two through lanes, a westbound left-turn/U-turn lane and an eastbound U-turn lane;
  - v. widening the pavement, up to 2.5 metres, on the north and south sides of St. Clair Avenue West, at Earlscourt Avenue, to allow for two through lanes and an eastbound U-turn lane;
  - vi. widening the pavement, up to 2.5 metres, on the north and south sides of St. Clair Avenue West, at Lansdowne Avenue, to allow for two through lanes, a westbound left-turn/U-turn lane and an eastbound U-turn lane;
  - vii. curb extensions on St. Clair Avenue West on the northwest corners of St. Clair Gardens, Boon Avenue and Harvie Avenue; on the northeast corners of Earlscourt Avenue and Nairn Avenue; and on the southeast corner of St. Clarens Avenue; and
  - viii. the intersection of St. Clair Avenue West and Dufferin Street, be designed to allow for an eastbound to northbound left-turn and U-turn lane.
2. The appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.
3. The Chief Planner and Executive Director, City Planning, be directed to introduce setback provisions in the forthcoming Avenue Study, along the lines already being contemplated, to ensure that the sidewalk width is made larger than the current sidewalk width at this location.
4. The General Manager, Transportation Services be requested to conduct a traffic

study to determine whether the U-turn at Northcliffe Boulevard could be removed, and report to the Etobicoke York Community Council on the results.

### Background Information

June 12, 2007 report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-4738.pdf>

attachment

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-4739.pdf>

Council also considered the following:

- (July 13, 2007) from the Etobicoke York Community Council ([EY7.38a](#))
- Report (July 16, 2007) from the General Manager, Transportation Services. ([EY7.38b](#))

Communications and Petition:

- (July 10, 2007) from the Toronto Pedestrian Committee. (EY7.38.3)
- Petition (undated) containing the signatures of approximately 148 individuals regarding the traffic regulations for the St. Clair Avenue West and Dufferin Street intersection, submitted by Councillor Cesar Palacio, Ward 17, Davenport. (EY7.38.4)
- (July 18, 2007) from Mary-Ann Virelli, CSAC Chair, St. Clare Catholic School Advisory Council. (EY7.38.5)
- (July 18, 2007) from Councillor Cesar Palacio, Ward 17, Davenport. (EY7.38.6)
- (July 12, 2007) from Vid Ingelevics. (EY7.38.7)

### 11.83 Request for Endorsement of Events for Liquor Licensing Purposes

<b>EY7.45</b>	AMENDED		Transactional	Ward: 4, 6, 12
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#### July 16, 2007

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Di Giorgio moved that the Item be amended by amending Recommendation 1 of the Etobicoke York Community Council to include the following event times for the St. Matthew's Catholic Church Festival of Our Lady of Light:
  - 8:00 p.m. to midnight.



*Votes:*

Motion 1 by Councillor Di Giorgio carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motion:

City Council, for liquor licensing purposes:

1. declare the following to be community festivals of municipal significance, and that the Alcohol and Gaming Commission of Ontario be advised that the City of Toronto has no objection to the events taking place:
  - the 3rd Annual Happy Fest event at Happy's Bar and Grill, 498 Horner Avenue, to be held on:  
  
Friday, August 17, 2007 from 12:00 noon to 1:00 a.m.;  
Saturday, August 18, 2007 from 12:00 noon to 1:00 a.m., and  
Sunday, August 19, 2007 from 1:00 p.m. to 9:00 p.m.; and  
  
that the Alcohol and Gaming Commission of Ontario be also advised that the City has no objection to the occupancy of an additional 100 persons in the outside area for the duration of this event, in addition to the 117 persons allowed inside by the existing licence; and
  - St. Matthew's Catholic Church Festival of Our Lady of Light, to be held on August 31, September 1, 2 and 3, 2007, from 8:00 p.m. to 12:00 midnight.
2. advise the Alcohol and Gaming Commission of Ontario that the City has no objection to the issuance of a Special Occasion Permit for a wedding luncheon taking place on the patio at Thorncrest Village Clubhouse on Saturday, July 21, 2007, from 11:00 a.m. to 5:00 p.m.

**Background Information**

Motion from Councillor Mark Grimes

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-5021.pdf>

Motion from Councillor Frank Di Giorgio

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-5228.pdf>

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Adopted by consent	NY7.18	Lane Designations - Sentinel Road at The Pond Road, Shoreham Drive at The Pond Road (Ward: 8)
Adopted by consent	NY7.19	Lane Designation - Pedestrian Crossing Prohibition - Steeles Avenue East at Townsend Road (Ward: 24)
Adopted by consent	NY7.21	Entry Prohibition - Speed Limit Reduction - Reiner Road (Ward: 10)
Adopted by consent	NY7.23	Westbound Right -Turn-on-Red Prohibition: Vaughan Road at Oakwood Avenue (Ward: 15)
Adopted by consent	NY7.24	All-Way Stop Control - Cortleigh Boulevard at Rosewell Avenue (Ward: 16)
Adopted by consent	NY7.35	Naming of Public Lane - Anne Rawson Lane (Ward: 16)
Held for consideration Minute 11.85	NY7.36	Appointment of Members of Council to the Community Museum Management Board and North York Community Preservation Panel (Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34)
Held for consideration Minute 11.86	NY7.37	Appointment of Members of Council to Toronto and Region Conservation Authority Humber and Don Watersheds Sub-Committees (Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34)
Adopted by consent	NY7.40	Final Report - Rezoning Application – 3694 - 3700 Bathurst Street (Ward: 15)
Adopted by consent	NY7.41	Final Report - Zoning By-law Amendment Application - 500 Sheppard Avenue West (1 Canyon Avenue) (Ward: 10)
Held for consideration Minute 11.87	NY7.42	Draft Plan of Subdivision Application, Official Plan & Zoning By-law Amendment and Context Plan - 100, 102, 110 & 125 Parkway Forest Drive, 120 & 130 George Henry Blvd., 32-50, 65 & 80 Forest Manor Road (Ward: 33)
Adopted by consent	NY7.43	108 Stayner Avenue - Amendments to approved site plans (Ward: 15)

Adopted by consent      NY7.44    Construction Management Plan for 2901 Bayview  
Avenue ARC Condominium Development (Ward: 24)

**Consideration of Items - North York Community Council Meeting 7**

11.85 **Appointment of Members of Council to the Community Museum  
Management Board and North York Community Preservation Panel**

NY7.36	REFERRED			Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Moscoe moved that the Item be referred back to the North York Community Council for further consideration.

*Vote on Referral:*

Motion 1 by Councillor Moscoe carried.

**City Council Decision**

City Council referred this Item back to the North York Community Council for further consideration.

**Background Information**

Appointment of Members of Council to the Community Museum Management Board and North York Community Preservation Panel

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-4607.pdf>

Appointment of Members of Council to the Community Museum Management Board and North York Community Preservation Panel - att. 1

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-4608.pdf>

**11.86 Appointment of Members of Council to Toronto and Region Conservation Authority Humber and Don Watersheds Sub-Committees**

NY7.37	REFERRED			Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34
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**July 17, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Moscoe moved that the Item be referred back to the North York Community Council for further consideration.

*Vote on Referral:*

Motion 1 by Councillor Moscoe carried.

**City Council Decision**

City Council referred this Item back to the North York Community Council for further consideration.

**Background Information**

Appointment of Members of Council to TRCA

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-4592.pdf>)

Appointment of Members of Council TRCA - Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-4611.pdf>)

Appointment of Members of Council TRCA - Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-4789.pdf>)

**11.87 Draft Plan of Subdivision Application, Official Plan & Zoning By-law Amendment and Context Plan - 100, 102, 110 & 125 Parkway Forest Drive, 120 & 130 George Henry Blvd., 32-50, 65 & 80 Forest Manor Road**

NY7.42	NO AMENDMENT			Ward: 33
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**July 18, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motions:

1. City Council authorize the City Solicitor to request the Ontario Municipal Board (OMB) to approve the Official Plan and Zoning By-law with the following modifications to the Section 37 public benefits:
  - a. the applicant shall provide, during the first phase of construction, a minimum of 804m<sup>2</sup> of ground floor community agency space within Buildings A2 and D1, along the Sheppard Avenue East frontage of the site;
  - b. the applicant shall construct a community centre (and associated parking) having a minimum gross floor area of 4,500m<sup>2</sup> for the intended purpose of providing City operated public recreation, 82 space childcare and community service programs. Prior to the issuance of a building permit for the construction of the 425<sup>th</sup> new dwelling unit (Phase 3B), the design and tendering of the community centre/childcare must be at stage to permit the issuance of a building permit for the community centre/child care. The community centre/childcare shall be completed prior to the issuance of any building permits for Phase 5;
  - c. the applicant shall construct an outdoor swimming pool (and associated parking) including a pool deck and indoor support space having a minimum gross floor area of approximately 525m<sup>2</sup>. Prior to the issuance of a building permit for the construction of the 425<sup>th</sup> new dwelling unit (Phase 3B), the design and tendering of the facility must be at stage to permit the issuance of a building permit for the facility. The facility shall be completed prior to the issuance of any building permits for Phase 5;
  - d. the applicant shall be responsible for the design and construction of parkland improvements in addition to the “base construction” obligations (grading, servicing, sodding, etc). The park improvements shall include suitable replacement of the current outdoor amenities that will be affected by development of the new community centre/child care. The applicant shall be responsible for the design and construction of the park improvements in addition to the “base construction” obligations (grading, servicing, sodding, etc). The improvements shall also include all general park, landscape improvements including all walkways, pedestrian lights, tree and shrub planting, furnishings (e.g. benches, waste receptacles, bicycle racks, etc) and boundary fences/landscaping. The park improvements shall be completed prior to the issuance of any building permits for Phase 5;
  - e. the applicant shall provide a public art contribution in accordance with the

City of Toronto's Public Art program for a value not less than one percent of the gross construction cost of all new buildings and structures on the Block A lands;

- f. the applicant shall provide a cash-in-lieu contribution of \$1 million to be used towards a "special rent supplement initiative" to be implemented by the City and applied to existing eligible households in the Parkway Forest community; and
  - g. as a pre-condition to a building permit for any new condominium dwelling units (not rental replacement), the owner must pay \$1 million for the "special rent supplement program" to be administered by the City.
2. City Council direct that in addition to the conditions outlined in 1a. to 1g. above, the Section 37 Agreement include and/or stipulate the following to the satisfaction of the Chief Planner and Executive Director of City Planning and the City Solicitor:
- a. the owner will remediate and convey to the City a 4-metre wide conveyance along the entire Don Mills Road frontage of the site. The owner shall do this at such time as they are requested to do so by the Chief Planner and in any event prior to the approval of the Site Plan application for Phase 2;
  - b. the new public road shall be constructed and completed prior to the issuance of any building permits for Phase 4;
  - c. the conditions of the Toronto District School Board as noted in their letter dated January 25, 2005 shall be included in the Section 37 Agreement for the entire site as well as, the Subdivision Agreement (in respect of Phases 5 and 6);
  - d. the conditions of the Toronto Catholic District School Board as noted in their letter dated December 17, 2004 shall be included in the Section 37 Agreement for the entire site as well as, the Subdivision Agreement (in respect of Phases 5 and 6);
  - e. the General Manager of Shelter, Support and Housing Administration should report back on establishing a reserve fund for the purpose of implementing the "special rent supplement program"; and
  - f. as a pre-condition to a building permit for Phase 3B (the 425<sup>th</sup> building permit) the owner must have entered into a subdivision agreement to secure the remediation, construction and conveyance of the proposed new road located between these phases. The Section 37 Agreement should also

stipulate that as a pre-condition to a building permit for Phase 3B the owner must:

- i. demolish the townhouses located on the Phase 5 and 6 lands (Blocks 1 and 2 on the plan of subdivision);
  - ii. sod the Phase 5 and 6 lands prior to the issuance of any building permits for Phase 4 and maintain the lands in this condition until their redevelopment; and
  - iii. submit a Traffic Management Plan for the entire site that addresses issues related to traffic infiltration, traffic calming, pedestrian safety and streetscape improvements.
3. City Council require that the applicant shall pay the applicable development charges subject to a development charge credit in the amount of \$1.7 million, of the Parks and Recreation component of development charges, for the construction of parkland improvements, including the community centre and outdoor pool, as follows:
  - a. the Owner shall receive a development charge credit of \$479 per unit for bachelor and one-bedroom apartment units, \$771 per unit for apartment units with two or more bedrooms, \$946 per unit for all townhouse units, and \$0.75 per square metre of retail GFA;
  - b. the Owner will be required to pay full development charges on all building permits drawn prior to the completion and acceptance of the parkland improvements, including the community centre and outdoor pool;
  - c. upon completion and acceptance of the parkland improvements (including the community centre and outdoor pool), the City shall issue a refund cheque to the Owner for the amount of the development charge credit due based on the number of units and/or retail GFA for which building permits have been drawn and development charges fully paid; and
  - d. the balance of the development charge credit, at the above rates, will be provided at building permit issuance until the entire amount of the development charge credit for the construction of the parkland improvements (including the community centre and outdoor pool) has been exhausted.
4. City Council adopt the Parkway Forest Context Plan, dated June 11, 2007, as an implementation tool to guide the review of development applications within the Context Plan area.

5. In accordance with the delegated approval under By-law 229-2000, City Council be advised that the Chief Planner intends to approve the application generally as illustrated on Attachment 4 to the report (June 12, 2007) from the Director, Community Planning, North York District, subject to:
  - a. the conditions generally listed in Attachment 8, which otherwise noted must be fulfilled prior to the release of the plan of subdivision agreement for registration; and
  - b. such revisions to the proposed plan of subdivision or such additional or modified conditions as the Chief Planner may deem to be appropriate to address matters arising from the on-going technical review of the development.
6. City Council require the Owner to enter into one or more agreements with the City pursuant to Section 37 of the Planning Act satisfactory to Chief Planner and Executive Director of City Planning and the City Solicitor, to ensure the facilities, services and matters set forth in Recommendation 1a. to 1g. above, such agreement(s) be registered on title to the lands in manner satisfactory to the City Solicitor.
7. City Council authorize City staff to advise the Ontario Municipal Board of their support of the revised settlement as set out in Recommendation 1a. to 1g., and the conditions set out in Recommendations 2, 3 and 4, and authorize the City Solicitor and any other appropriate City staff to take such actions as necessary to give effect to the recommendations of the report (June 12, 2007) from the Director, Community Planning, North York District.

### **Background Information**

100,102,110&125ParkwayForestDr...GeorgeHenryBlvdForestManorRdOPA&ZBA

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-4691.pdf>

Context Plan - Parkway Forest

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-4953.pdf>

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Council also considered the following:

- Report (July 10, 2007) from Deputy City Manager, Cluster B. ([NY7.42a](#))

### **11.88 SCARBOROUGH COMMUNITY COUNCIL MEETING 7**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.



July 16, 2007

Adopted by consent	SC7.2	Appointment of Members of Council to the Community Museum Management Board and Scarborough Community Preservation Panel
Adopted by consent	SC7.3	Appointment of a Member of Council to Toronto and Region Conservation Authority Don Watershed Regeneration Council
Held for consideration Minute 11.89	SC7.4	Sale of a Strip of Land Abutting 75 Westcroft Drive (Ward: 43)
Adopted by consent	SC7.5	Renaming of Sufferance Road (Ward: 40)
Adopted by consent	SC7.6	679 Warden Avenue – Intention to Designate, Part IV, Ontario Heritage Act (Ward: 35)
Adopted by consent	SC7.16	Proposed Minor Street Stop Sign on Bertha Avenue at Donside Drive (Ward: 35)
Adopted by consent	SC7.19	685 Warden Avenue - Official Plan and Zoning Appeals and Zoning/Site Plan Application Appeals - Request for Direction Report (Ward: 35)
Adopted by consent	SC7.20	725 Warden Avenue - Zoning Application to Lift Holding Provisions (H) - Final Report (Ward: 35)
Adopted by consent	SC7.21	25 Herron Avenue - Official Plan and Zoning Application - Request for Direction Report (Ward: 35)
Adopted by consent	SC7.22	350 Danforth Road – Part Lot Control Application – Final Report (Ward: 35)
Adopted by consent	SC7.25	5975-6005 Steeles Avenue East (formerly 3330 Markham Road) - Removal of "Holding" Provision Application - Final Report (Ward: 41)
Adopted by consent	SC7.26	5789 to 5951 Steeles Avenue East - Removal of "Holding" Provision Application - Final Report (Ward: 41)
Adopted by consent	SC7.27	Staines Road and Steeles Avenue - Removal of "Holding" Provision Application – Final Report (Ward: 42)
Adopted by consent	SC7.28	10 Chichester Place - Zoning Application - Final Report (Ward: 40)

Adopted by consent	SC7.29	1145 Morningside Avenue - Zoning Application - Final Report (Ward: 42)
Adopted by consent	SC7.30	785-801 Milner Avenue - Zoning Application - Final Report (Ward: 42)
Held for consideration Minute 11.90	SC7.31	3070 Ellesmere Road - Zoning Application - Final Report (Ward: 43)
Adopted by consent	SC7.32	271 Morrish Road - Common Elements Condominium Application - Final Report (Ward: 44)
Held for consideration Minute 11.91	SC7.35	Order to Firefighters (Ward: 35, 36, 37, 38, 39, 40, 41, 42, 43, 44)

### Consideration of Items - Scarborough Community Council Meeting 7

#### 11.89 Sale of a Strip of Land Abutting 75 Westcroft Drive

<b>SC7.4</b>	NO AMENDMENT		Ward: 43
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#### July 16, 2007

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

#### City Council Decision

City Council adopted the following motions:

1. City Council accept the Offer to Purchase from Stoja Gagovski to purchase the City-owned property described as Part of Block 20 on Plan 66M-2417 (the "Property"), in the amount of \$5,900.00, substantially on the terms and conditions outlined in Appendix "A" to this report.
2. City Council authorize each of the Chief Corporate Officer and the Director of Real Estate Services severally to accept the Offer to Purchase on behalf of the City.
3. City Council direct that a portion of the proceeds of closing be directed to fund the outstanding expenses related to the completion of the sale transaction.
4. City Council authorize the City Solicitor to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the

closing and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

**Background Information**

Report

<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-4569.pdf>

Appendix A

<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-4570.pdf>

Appendix B

<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-4571.pdf>

11.90 **3070 Ellesmere Road - Zoning Application - Final Report**

SC7.31	NO AMENDMENT			Ward: 43
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**July 16, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Provided that the Environmental Assessment Report dated February 2006 (as revised) by Cadec Consultants Limited and any necessary reports, including a Restoration Action Plan, have been reviewed and accepted by a third-party environmental peer reviewer retained by the City, City Council amend the zoning by-law for the Morningside Community substantially in accordance with the draft zoning by-law amendment attached as Attachment 7 with such by-law to include any revisions necessary to implement the results of the accepted Restoration Action Plan.
2. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft zoning by-law amendment as may be required.
3. Before introducing the necessary Bill to City Council for enactment, City Council require the owner to enter into an Agreement pursuant to Section 37 of the Planning Act, the community benefit recommended to be secured in the Section 37 agreement is as follows:
  - a. The payment of \$400,000.00 payable to the City of Toronto, prior to the

issuance of the first building permit, to be used for a new washroom facility/change room at Ellesmere Sports Fields park.

The following matter is also recommended to be secured in the Section 37 agreement as legal convenience to support development:

- b. The environmental remediation of the site prior to issuance of any above grade building permit.

### Background Information

Report

<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-4920.pdf>

### 11.91 Order to Firefighters

<b>SC7.35</b>	REFERRED			Ward: 35, 36, 37, 38, 39, 40, 41, 42, 43, 44
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#### July 18, 2007

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Del Grande moved that the Item be referred to the Community Development and Recreation Committee.

*Vote on Referral:*

Motion 1 by Councillor Del Grande carried.

#### City Council Decision

City Council referred this Item to the Community Development and Recreation Committee.

### 11.92 TORONTO AND EAST YORK COMMUNITY COUNCIL MEETING 6

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Held for consideration TE6.6 Transmittal Report - Zoning By-law Amendment  
Minute 11.93 Application - 126 Simcoe Street Phase II (Ward: 20)

**Consideration of Item - Toronto and East York Community Council Meeting 6**

11.93 **Transmittal Report - Zoning By-law Amendment Application - 126 Simcoe Street Phase II**

TE6.6	NO AMENDMENT		Transactional	Ward: 20
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**July 18, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. In the event a by-law is authorized in accordance with the May 1, 2007 direction of the Toronto and East York Community Council to bring forward by-laws to permit the applicant's proposal, the City Solicitor be authorized to amend the draft by-law as may be required to address the Technical Services issues identified in the report (May 14, 2007) from the Director, Community Planning, Toronto and East York District, to the satisfaction of the Executive Director, Technical Services.
2. Bills not be introduced at Council until the Technical Services issues noted in Recommendation 1 are addressed and a Section 37 agreement is executed.

**Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-3694.pdf>

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-3670.pdf>

11.94 **TORONTO AND EAST YORK COMMUNITY COUNCIL MEETING 7**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

July 16, 2007

Held for consideration Minute 11.95	TE7.1	Final Report - Application to amend the (former) City of Toronto Zoning By-law 438-86 - 1510 King Street West (Ward: 14)
Adopted by consent	TE7.3	Final Report - Zoning Application – 851-853 Richmond Street West (Ward: 19)
Adopted by consent	TE7.4	Final Report - Approval of Official Plan Amendment and Draft Plan of Condominium Applications - 335 Lonsdale Road (Ward: 21)
Adopted by consent	TE7.5	Final Report - Common Elements Condominium Application and Part Lot Control Application - 2276 to 2284 Gerrard Street East (Ward: 32)
Adopted by consent	TE7.6	Final Report - Official Plan Amendment and Zoning By-law Amendment - 960 to 968 Eastern Avenue (Ward: 32)
Adopted by consent	TE7.7	Final Report - Official Plan Amendment and Zoning Bylaw Amendment Applications – 736 and 738 Kingston Road (Ward: 32)
Held for consideration Minute 11.96	TE7.8	Final Report - Official Plan and Zoning By-law Amendments - West Queen West Triangle (Ward: 18)
Held for consideration Minute 11.97	TE7.9	Request for Direction Report - Official Plan, Zoning, Site Plan Control Applications – 609 Avenue Road (Ward: 22)
Adopted by consent	TE7.10	Request for Direction Report - Official Plan and Zoning Amendment Application - 629, 633 and 675 Eastern Avenue (Ward: 30)
Adopted by consent	TE7.11	Intention to Designate, Part IV, Ontario Heritage Act - 367 Spadina Road (Ward: 22)
Adopted by consent	TE7.12	Intention to Designate, Part IV, Ontario Heritage Act, and Approval of Alterations to a Heritage Building - 130 Bloor Street West (Ward: 28)
Adopted by consent	TE7.13	Intention to Designate, Part IV, Ontario Heritage Act - 18 Properties with Heritage Easement Agreements (Ward: 14, 19, 20, 27, 28, 30)

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Adopted by consent	TE7.14	Intention to Designate, Part IV, Ontario Heritage Act - 21 Properties with Heritage Easement Agreements (Ward: 18, 19, 20, 21, 27, 28, 30, 32)
Held for consideration Minute 11.98	TE7.15	Supplemental Report - Designation of Queen Street West, between University Avenue and Bathurst Street, as a Heritage Conservation District under Part V of the Ontario Heritage Act (Ward 20 - Trinity-Spadina) (Ward: 20)
Held for consideration Minute 11.99	TE7.34	Application to Remove Private Tree – 21 Chestnut Park (Ward: 27)
Held for consideration Minute 11.100	TE7.35	Request to Remove a City-Owned Tree – 61 Pepler Avenue (Ward: 29)
Adopted by consent	TE7.39	Final Report - 185 Eastern Avenue (West Don Lands, 45-55 St. Lawrence Street and 589 - 605 King Street East) (Ward: 28)
Adopted by consent	TE7.45	Sign Variance - 267 Richmond Street West (Ward: 20)
Adopted by consent	TE7.49	Part Lot Control Application - Final Report - 296 Palmerston Avenue (Ward: 19)
Adopted by consent	TE7.50	Part Lot Control Application - Final Report - 81 Florence Street (Ward: 18)
Adopted by consent	TE7.51	Part Lot Control Application - 330 King Street West (Ward: 20)
Adopted by consent	TE7.52	Public Art Plan - 25 Broadway Avenue and 70 Roehampton Avenue (Ward: 22)
Adopted by consent	TE7.53	Vu Development Public Art Plan – 234 Adelaide Street East and 108-116 George Street (Ward: 28)
Adopted by consent	TE7.55	Release of Agreement - 25 Wellesley Street East (Ward: 27)
Adopted by consent	TE7.56	OMB Decision on 342 Lee Avenue (Ward: 32)
Adopted by consent	TE7.61	Lane and Sidewalk Closure for Construction - Adelaide Street East (Ward: 28)
Held for consideration Minute 11.101	TE7.62	Lane and Sidewalk Closure for Construction - Adelaide Street West (Ward: 28)
Adopted by consent	TE7.63	Lane and Sidewalk Closure for Construction - Jarvis Street (Ward: 27)

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Adopted by consent	TE7.69	Reduction of the Speed Limit - Stag Hill Drive (Ward: 31)
Adopted by consent	TE7.71	Road Alteration - Front Street at Yonge Street (Ward: 28)
Adopted by consent	TE7.74	Temporary Adjustments to Traffic/Parking Regulations for 2007 Canadian National Exhibition – City Council (Ward: 14, 19)
Adopted by consent	TE7.76	Installation of On-Street Parking Space for Persons With Disabilities - Dufferin Street (Ward: 18)
Adopted by consent	TE7.77	Parking Prohibition for Construction - Mill Street (Ward: 28)
Adopted by consent	TE7.78	Temporary Adjustments to Parking Regulations for 2007 Caribana (Ward: 19)
Adopted by consent	TE7.79	Introduction of “No Standing” regulation – 60 St. Clair Avenue West (Ward: 22)
Adopted by consent	TE7.84	Designating a Portion of Metro Square in Honour of Glenn Gould (Ward: 20)
Adopted by consent	TE7.88	Nomination of One Citizen Representative from the Toronto and East York Community Council area to the Heritage Toronto Board of Directors (Ward: 14, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32)
Adopted by consent	TE7.89	Appointment of Members of Council to the Community Museum Management Boards and Toronto and East York Community Preservation Panel (Ward: 14, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32)
Adopted by consent	TE7.90	Appointment of Members of Council to Toronto and Region Conservation Authority Humber and Don Watershed Sub-Committees (Ward: 14, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32)
Held for consideration Minute 11.102	TE7.92	Endorsement of Events for Liquor Licence Purposes (Ward: 14, 19)
Adopted by consent	TE7.94	Authority to Attend - 191 Arlington Avenue, OMB Appeal (Ward: 21)
Adopted by consent	TE7.99	Expanded Liquor License – 150 Pearl Street (Ward: 20)



Held for consideration Minute 11.103      TE7.102 Potential Community Use of St. Bernadette Catholic School, in the Crescent Town Priority Neighbourhood (Ward: 31)

Adopted by consent      TE7.103 Parking Meters on north side of St. Clair Avenue West, between Spadina Road to Wells Hill Avenue

**Consideration of Items - Toronto and East York Community Council Meeting 7**

11.95 **Final Report - Application to amend the (former) City of Toronto Zoning By-law 438-86 - 1510 King Street West**

<b>TE7.1</b>	NO AMENDMENT			Ward: 14
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**July 18, 2007**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 19	Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Grimes, Jenkins, Kelly, Moeser, Moscoe, Ootes, Pantalone, Perks, Perruzza, Vaughan, Walker
No - 10	Councillors: Bussin, Ford, Hall, Lee, Lindsay Luby, Minnan-Wong, Nunziata, Palacio, Saundercook, Stintz

Carried by a majority of 9.

**City Council Decision**

City Council adopted the following motions:

1. City Council amend the Zoning By-law 438-86 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 11 of the report (June 20, 2007) from the Director, Community Planning, Toronto and East York District.
2. City Council authorize the City Solicitor to make such stylistic and technical changes to draft Zoning By-law Amendment as may be required.

**Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4736.pdf>

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5193.pdf>

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Council also considered the following communication:

- (July 12, 2007) from Bruce Voogd, Chair, Parkdale Housing Committee. (TE7.1.2)

11.96 **Final Report - Official Plan and Zoning By-law Amendments - West Queen West Triangle**

<b>TE7.8</b>	AMENDED		Ward: 18
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Giambrone moved that the Item be amended by adding the following:
  - a. City Council adopt the staff recommendations contained in the report (July 18, 2007) from the Chief Corporate Officer, the General Manager, Parks, Forestry and Recreation, and the Chief Planner and Executive Director, City Planning (TE7.8b), subject to amending Recommendation 4 of Confidential Attachment 1 as per the confidential amendment circulated to Members of Council.
  - b. City Council receive the report (July 18, 2007) from the Chief Planner and Executive Director, City Planning Division (TE7.8a).
  - c. City Council adopt the staff recommendations contained in the report (July 18, 2007) from the Chief Planner and Executive Director, City Planning and the City Solicitor (TE7.8c), subject to amending Recommendation 1 of Confidential Attachment 1 as per the confidential amendment circulated to Members of Council.

*Votes:*

Motion 1 by Councillor Giambrone carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. City Council amend the Official Plan substantially in accordance with the revised draft Official Plan Amendment contained in the revised Attachment 6 to the report (June 11, 2007) from the Director, Community Planning, Toronto and East York District.
2. City Council amend the Zoning By-law for the West Queen West Triangle substantially as described in the staff report and in the attachments attached to the Revised Attachment 6 submitted to the June 26, 2006 meeting of the Toronto and East York Community Council.
3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and/or draft Zoning By-law Amendment as may be required.
4. City Council direct the Director, Community Planning, Toronto and East York District and the City Solicitor to continue discussions with the owners of 1171 Queen Street West towards relocating and re-sizing the archway to:
  - a. align it with Northcote Ave; and
  - b. provide clear views south through the triangle.
5. City Council receive the report (July 18, 2007) from the Chief Planner and Executive Director, City Planning Division (TE7.8a).
6. City Council adopt the confidential instructions to staff in Confidential Attachment 1 to the report (July 18, 2007) from the Chief Corporate Officer, the General Manager, Parks, Forestry and Recreation and the Chief Planner and Executive Director, City Planning Division (TE7.8b), as amended.
7. City Council authorize the public release of the confidential information and recommendations in Attachment 1, as amended, referred to in Part 6 above, upon completion of the acquisition of the subject properties by the City.
8. City Council direct staff to continue negotiations for the acquisition of approximately 0.3 hectares of the property known municipally as 90 Lisgar Street, as shown on the attached Appendix "A" (the "Required Park Land"), for parkland purposes, and grant authority to initiate the expropriation process for the Required Park Land should negotiations for the acquisition of the Required Park Land not be successful.

9. City Council approve the Abell Street extension with a modified right-of-way width to meet the intent of the Development Infrastructure Policy and Standards, based on a commitment from Parks, Forestry and Recreation to allow easements in favour of private utility companies should such easements be necessary in the future.
10. City Council grant authority to serve and publish Notices of Application for Approval to Expropriate the Required Park Land, to forward to the Chief Inquiry Officer any requests for a hearing that may be received, to attend the hearing to present the City's position and to report the Inquiry Officer's recommendations to City Council for its consideration.
11. City Council authorize the Executive Director of Facilities and Real Estate or the Director of Real Estate Services to sign the Notices of Expropriation and Notices of Possession on behalf of the City.
12. Council adopt the following confidential instructions to staff in Confidential Attachment 1 to the report (July 18, 2007) from the Chief Planner and Executive Director, City Planning Division, and the City Solicitor (TE7.8c), as amended, which are now public:
  - “1. Council accept the settlement offers of 1171 Queen Street West and 48 Abell Street as set out in Appendices 1 and 2 to this confidential attachment, the Settlement with 48 Abell being subject to the owner of 48 Abell and the related owner of the lands required for the Sudbury Street extension (the “Sudbury Street Extension Lands”) confirming in writing by the end of July that, should the parties fail to achieve an Agreement of Purchase and Sale with the City:
    - a. they will not oppose the City in a Hearing of Necessity on the expropriation of the Sudbury Street Extension Lands;
    - b. at the request of the City, they will convey the Sudbury Street Extension Lands to the City prior to the issuance of building permits, upon payment by the City of an amount calculated pursuant to the Expropriations Act; and
    - c. at the request of the City, they will agree to refer the determination of value of the Sudbury Street Extension Lands to a mutually acceptable third party appraiser on mutually satisfactory terms of reference, with all parties retaining entitlement to apply to the OMB for the determination of the compensation under Section 30 of the Expropriations Act.

2. Council direct staff to continue negotiations towards resolving outstanding issues with the owner of 150 Sudbury Street and, should a resolution of those issues satisfactory to the Director, Community Planning, Toronto and East York District and the City Solicitor be achieved, the Director be authorized to accept and approve terms of settlement respecting 150 Sudbury Street.
  3. The Director, Community Planning, Toronto and East York District and the City Solicitor take the necessary steps to implement the foregoing.”
13. If the confidential instructions in Confidential Attachment 1 to the report (July 18, 2007) from the Chief Planner and Executive Director, City Planning Division, and the City Solicitor are adopted, then those instructions will be made public at the end of the Council meeting along with the appendices referred to in the recommendations.

### **Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4716.pdf>

Attachment 6 (Revised)

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5333.pdf>

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Council also considered the following:

- Report (July 18, 2007) from the Chief Planner and Executive Director, City Planning Division. ([TE7.8a](#))
- Report (July 18, 2007) from the Chief Corporate Officer, the General Manager, Parks, Forestry and Recreation, and the Chief Planner and Executive Director, City Planning Division. ([TE7.8b](#))

Confidential Attachment 1 to the report (July 18, 2007) from the Chief Corporate Officer, the General Manager, Parks, Forestry and Recreation, and the Chief Planner and Executive Director, City Planning ([TE7.8b](#)), as amended, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to proposed or pending land acquisition by the City, pending the completion of the acquisition of the subject properties by the City.

- Report (July 18, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor ([TE7.8c](#))

The confidential instructions to staff, as amended, contained in Part 12 above, and the appendices referred to in the recommendations contained in Confidential Attachment 1 to the report (July 18, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor (TE7.8c), are now public and the balance of the Attachment remains confidential in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation, including matters before an administrative tribunal and provides advice that is subject to solicitor- client privilege.

Communications:

- (July 12, 2007) from Charles Campbell, Iler Campbell, Barristers and Solicitors. (TE7.8.5)
- (July 12, 2007) from Ronald M. Kanter, Macdonald Sager Manis LLP, Barristers and Solicitors. (TE7.8.6)
- (July 17, 2007) from Ronald M. Kanter, Macdonald Sager Manis LLP, Barristers and Solicitors. (TE7.8.7)

**11.97 Request for Direction Report - Official Plan, Zoning, Site Plan Control Applications - 609 Avenue Road**

<b>TE7.9</b>	AMENDED		Ward: 22
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This Item was submitted without recommendation.

**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Walker moved that Council adopt the following:
  1. City Council direct the City Solicitor to appear at the Ontario Municipal Board to support the revised applications to amend the Official Plan and Zoning By-law and the associated Site Plan application respecting the construction of a 14-storey residential condominium at 609 Avenue Road as set out in the Planning Staff Report dated May 22, 2007, subject to:
    - a. any corresponding revisions to the draft zoning by-law and Maps 1 and 2 as shown in Attachment 7 to the Planning Staff Report dated May 22, 2007; and
    - b. additional conditions of Site Plan Approval requiring the applicant to submit revised plans, as appropriate, to reflect adherence to the Green Development Standard, as detailed in Attachment 2 to this

report.

2. City Council authorize the entering into and execution of an agreement, pursuant to Section 37 of the Planning Act, to secure appropriate community benefits as identified in the report (May 22, 2007) from the Director, Community Planning, Toronto and East York District.
3. City Council authorize the City Solicitor, the Chief Planner and Executive Director, City Planning Division, and any other appropriate staff to appear at the Ontario Municipal Board in support of the City's position.

*Votes:*

Adoption of motion 1 by Councillor Walker:

Yes - 19 Councillors:	Ainslie, Ashton, Augimeri, Cho, Fletcher, Ford, Hall, Jenkins, Lee, Milczyn, Moeser, Nunziata, Palacio, Parker, Perruzza, Saundercook, Stintz, Thompson, Walker
No - 11 Councillors:	Carroll, De Baeremaeker, Filion, Grimes, Kelly, Lindsay Luby, Moscoe, Pantalone, Perks, Rae, Vaughan

Carried by a majority of 8.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. City Council direct the City Solicitor to appear at the Ontario Municipal Board to support the revised applications to amend the Official Plan and Zoning By-law and the associated Site Plan application respecting the construction of a 14-storey residential condominium at 609 Avenue Road as set out in the Planning Staff Report dated May 22, 2007, subject to:
  - a. any corresponding revisions to the draft zoning by-law and Maps 1 and 2 as shown in Attachment 7 to the Planning Staff Report dated May 22, 2007; and
  - b. additional conditions of Site Plan Approval requiring the applicant to submit revised plans, as appropriate, to reflect adherence to the Green Development Standard, as detailed in Attachment 2 to this report.

2. City Council authorize the entering into and execution of an agreement, pursuant to Section 37 of the Planning Act, to secure appropriate community benefits as identified in the report (May 22, 2007) from the Director, Community Planning, Toronto and East York District.
3. City Council authorize the City Solicitor, the Chief Planner and Executive Director, City Planning Division, and any other appropriate staff to appear at the Ontario Municipal Board in support of the City's position.

### Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4960.pdf>

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4526.pdf>

Excerpt from Decision Document of Toronto and East York Community Council Meeting of May 29, 2007

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4963.pdf>

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5252.pdf>

- 11.98 **Supplemental Report - Designation of Queen Street West, between University Avenue and Bathurst Street, as a Heritage Conservation District under Part V of the Ontario Heritage Act (Ward 20 - Trinity-Spadina)**

TE7.15	NO AMENDMENT		Transactional	Ward: 20
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### July 16, 2007

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motions:

1. In accordance with Section 41 of the Ontario Heritage Act, City Council designate by By-law the area shown on Attachment No. 1 of the report (August 14, 2006) from the Director, Policy and Research, City Planning Division (contained in Clause 19 of Report 7 of the Toronto and East York Community Council amended by City Council on September 25, 26 and 27, 2006), as the Queen Street West Heritage Conservation District.



2. City Council adopt by By-law the Queen Street West Heritage Conservation District Plan, dated July, 2006, as the District Plan for the Queen Street West Heritage Conservation District, to act as a guide for property owners, City staff and Council when making decisions regarding matters set out under Section 42 of the Ontario Heritage Act.
3. City Council adopt the “Additional Studies” and “Additional Recommendations” included as Sections 8.1 and 8.2 respectively in Section 8. “Implementation Recommendations” in Part 3 of the Queen Street West Conservation District Study”.
4. If there are any objections to the By-law under Section 41 of the Ontario Heritage Act, City Council direct the City Solicitor to appear before the Ontario Municipal Board to defend the By-law.
5. Until such time as the By-law designating the area as the Queen Street West Heritage Conservation District comes into force or is repealed, City Council direct that all properties within the area, unless designated under Part IV of the Ontario Heritage Act, be listed in the City’s Inventory of Heritage Properties.
6. City Council authorize the appropriate City officials to take whatever action is necessary to give effect thereto, including the introduction of Bills in Council.

### **Background Information**

#### Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4605.pdf>

#### Letter from Toronto Preservation Board

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4859.pdf>

#### Clause 19 of Toronto and East York Community Council Report 7 (2006)

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4976.pdf>

#### Queen Street West - Heritage Conservation District Plan (Supplementary)

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5172.pdf>

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Council also considered the following:

- (July 12, 2007) from Stuart Sibulash. (TE7.15.1)
- (July 12, 2007) from Cindy Matthews. (TE7.15.2)
- (July 12, 2007) from V. Plavsic. (TE7.15.3)
- (July 12, 2007) from Paul Sannella. (TE7.15.4)
- (July 12, 2007) from Bolo Bolo. (TE7.15.5)
- (July 12, 2007) from William J. Pong, Vice President, City Core Centre Inc. (TE7.15.6)

11.99 **Application to Remove Private Tree - 21 Chestnut Park**

TE7.34	RECEIVED FOR INFORMATION			Ward: 27
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**July 16, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Ford moved that the Item be received for information.

*Vote on Receipt:*

Motion 1 by Councillor Ford carried.

**City Council Decision**

City Council received this Item for information.

**Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrrd/backgroundfile-4502.pdf>

Council also considered the following communication:

- (June 27, 2007) from Douglas C. Gill. (TE7.34.5)

11.100 **Request to Remove a City-Owned Tree - 61 Pepler Avenue**

TE7.35	NO AMENDMENT			Ward: 29
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council deny the request to remove one (1) City-owned Colorado blue spruce tree fronting 61 Pepler Avenue.

**Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4504.pdf>

**11.101 Lane and Sidewalk Closure for Construction - Adelaide Street West**

TE7.62	AMENDED			Ward: 28
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**July 16, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor McConnell moved that the Item be amended by referring the following Recommendation 2 of the Toronto and East York Community Council to the meeting of the Toronto and East York Community Council to be held on September 10, 2007, and renumbering the remaining recommendations accordingly:
  2. Close the public laneway south of Adelaide Street East, east of Bay Street for 24 months, from September 7, 2007 to September 30, 2009.

*Votes:*

Motion 1 by Councillor McConnell carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Close the sidewalk and curb lane on the south side of Adelaide Street West, between a point 6.0 metres east of Bay Street and a point 48.3 metres east of Bay Street for 24 months, from September 7, 2007 to September 30, 2009.
2. During this period, implement No Stopping Anytime on the south side of Adelaide Street West, between Bay Street and a point 48.3 metres east of Bay Street.
3. During this period, remove the existing “No Stopping, 7:30 a.m. to 9:30 a.m. and 3:30 p.m. to 6:30 p.m. Monday to Friday except Public Holidays” regulation on the

south side of Adelaide Street West, between Bay Street and a point 48.3 metres east of Bay Street.

4. Return Adelaide Street West to its pre-construction traffic and parking regulations when the project is completed.
5. The following recommendation be referred to the meeting of the Toronto and East York Community Council to be held on September 10, 2007:

Close the public laneway south of Adelaide Street East, east of Bay Street for 24 months, from September 7, 2007 to September 30, 2009.

### Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4757.pdf>

Attachment - Map

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4758.pdf>

Council also considered the following communications:

- (July 13, 2007) from Jassie Khurana. (TE7.62.1)
- (July 16, 2007) from John A.R. Dawson, McCarthy Tétrault LLP, Barristers and Solicitors. (TE7.62.1)

### 11.102 Endorsement of Events for Liquor Licence Purposes

<b>TE7.92</b>	AMENDED			Ward: 14, 19
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#### July 17, 2007

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Davis moved that the Item be amended by:
  - a. adding the following to the recommendation of the Toronto and East York Community Council:
    4. Hungarian Food Fair taking place from 2.00 p.m. to 10:00 p.m. on August 17, 2007, and 11:00 a.m. to 10:00 p.m. on August 18 and 19, 2007, and advise the AGCO that it has no objection to a liquor licence extension being granted to sell and serve alcohol for the

duration of this event on a temporary patio in front of the Hungarian Canadian Cultural Centre, 840 St. Clair Avenue West.

5. First Annual Queer Literary Arts Festival taking place on August 26, 2007, from 11:00 a.m. to 7:00 p.m. in the Church-Wellesley Village Business Improvement Area boundaries of Dundonald Street south to Alexander Street along Church Street, and advise the AGCO that it has no objection to the following establishments being granted an extension to their liquor licence to sell and serve alcohol on five feet of the public roadway on Church Street for the duration of this event:

Slack's Restaurant & Bar, 562 Church Street  
Byzantium, 499 Church Street  
Zelda's Bar and Restaurant, 542 Church Street  
Café California Restaurant, 538 Church Street  
Woody's and Sailor, 465/467 Church Street  
Mela on Church Restaurant, 459 Church Street  
Play on Church, 504 Church Street  
VEDA Healthy Indian Eatery, 506 Church Street.

6. Fourth Annual Church Street Fetish Fair taking place on August 19, 2007, from 11:00 a.m. to 10:00 p.m. in the Church-Wellesley Village Business Improvement Area boundaries of Dundonald Street south to Alexander Street along Church Street, and advise the AGCO that it has no objection to the following establishments being granted an extension to their liquor licence to sell and serve alcohol on five feet of the public roadway on Church Street for the duration of this event:

Slack's Restaurant & Bar, 562 Church Street  
Byzantium, 499 Church Street  
Zelda's Bar and Restaurant, 542 Church Street  
Café California Restaurant, 538 Church Street  
Woody's and Sailor, 465/467 Church Street  
Mela on Church Restaurant, 459 Church Street  
Play on Church, 504 Church Street  
VEDA Healthy Indian Eatery, 506 Church Street.

7. Nuit Blanche on Church Street, taking place on Church Street from 7:00 p.m. on Saturday, September 29, 2007 to 7:00 a.m. on Sunday, September 30, 2007, and advice the AGCO that it has no objection to the following establishments being granted a liquor licence extension to sell and serve alcohol until 4:00 a.m. for the duration of this event:

The Church Street Diner, 555 Church Street  
Voglie Risto Bar, 582 Church Street  
Fuzion Resto-Lounge and Garden, 580 Church Street  
Slack's Bar and Restaurant, 562 Church Street  
SAKURA (kaiseki), 556 Church Street  
Byzantium, 499 Church Street  
Zelda's Bar and Restaurant, 542 Church Street  
Café California Restaurant, 538 Church Street  
just thai, 534 Church Street  
Iub Bistro and Lounge, 487 Church Street  
Il Fornello, 491 Church Street  
Sambuca's on Church, 489 Church Street  
Pegasus on Church, 489B Church Street  
Village Rainbow Restaurant, 477 Church Street  
Churchmouse and Firkin, 475 Church Street  
O'Grady's Tap and Grill, 518 Church Street  
Crews/Tango/the Zone, 508 Church Street  
VEDA Indian Eatery, 506 Church Street  
Woody's and Sailor, 465/467 Church Street  
The Black Eagle, 457 Church Street  
Mela on Church, 459 Church Street  
Play on Church (George's Play), 504 Church Street  
Hair of the Dog, 425 Church Street.

8. Ward's Island Recreation Association's Gala Day Weekend taking place on August 4, 5 and 6, 2007, at Ward's Island.
9. The Toronto's Festival of Beer taking place at Fort York on the revised dates of August 9, 2007, from 4:00 p.m. to 11:00 p.m., August 10, 2007, from 4:00 p.m. to 10:00 p.m., August 11, 2007, from 1:00 p.m. to 7:00 p.m., and August 12, 2007, from 1:00 p.m. to 7:00 p.m.
10. The Cirque de Soleil, taking place on the revised dates of August 9, 2007, to October 21, 2007, in the Port Lands.
11. The Caribana Parade of Bands taking place in the Market Place on Lake Shore Boulevard West and in Exhibition Place on August 4, 2007, between 11:00 a.m. and 8:00 p.m.
12. The Caribana Festival "Machel Montano Concert" taking place at Lamport Stadium from 6:00 p.m. on August 4, 2007, to 1:00 a.m. on August 5, 2007.

13. The Skipper's Plan LYRA Regatta taking place from 12:00 p.m. to 12:00 a.m. on Wednesday, August 1, 2007, to Saturday, August 4, 2007, and from 12:00 p.m. to 10:00 p.m. on Sunday, August 5, 2007, at Ashbridges Bay Yacht Club, 30 Ashbridges Bay Park Road, and advise the AGCO that it has no objection to the Ashbridges Bay Yacht Club being granted a liquor licence extension to sell and serve alcohol on an outside area close to the current patio for the duration of this event.
14. Jagemeister 100K cases Party taking place on September 27, 2007, from 9:00 p.m. to 2:00 a.m. at the Toronto Circus School of Arts, 425 Wellington Street West.
15. Customer Appreciation Day taking place at Standard Pizza and Pasta Bar, 667 College Street, from 6:00 p.m. to 1:00 a.m. on Saturday, September 1, 2007, and advise the AGCO that it has no objection to this establishment being granted a liquor licence extension to sell and serve alcohol on an outside area for the duration of this event.

b. adding the following:

Advise the Alcohol and Gaming Commission that City Council has no objection to the following two additional establishments participating in the 2007 Cabbagetown Festival taking place on September 8 and 9, 2007, being permitted to sell and serve alcohol on their outdoor patios for the dates and times noted:

Ginger, 252 Carlton Street  
Saturday, September 8, 2007, 11:00 a.m. to 8:30 p.m.

Saigon, 568 Parliament Street  
Saturday, September 8, 2007, 11:00 a.m. to 11:00 p.m.  
Sunday, September 9, 2007, 11:00 a.m. to 8:30 p.m.

*Votes:*

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

**July 18, 2007**

Speaker Bussin in the Chair.

*Motion to Reconsider:*

Councillor Mihevc, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider this Item, which carried, two-thirds of Members present having voted in the affirmative.

*Motion:*

2. Councillor Mihevc moved that the Item be further amended by adding the following to the recommendation of the Toronto and East York Community Council:
  16. The following additional events associated with Caribana:
    - a. King and Queen Show, taking place at Lamport Stadium on August 2, 2007, between 7:00 p.m. and midnight;
    - b. Pan Alive, taking place at Lamport Stadium on August 3, 2007, between 7:00 p.m. and midnight; and
    - c. De Caribana Line event at Albert Campbell Square on July 22, 2007, from 12:00 noon to 7:00 p.m.

*Votes:*

Motion 2 by Councillor Mihevc carried.

The Item, as further amended, carried.

**City Council Decision**

City Council adopted the following motion:

- A. City Council, for liquor licence purposes, declare the following events to be of community and/or municipal significance, and advise the AGCO that it has no objection to their taking place:
  1. The 13th Annual GWN Dragon Boat Challenge, taking place on September 8 and 9, 2007, from 11:00 a.m. until 8:30 p.m. at the Marilyn Bell Park and the Western Beaches Watercourse.
  2. The 5<sup>th</sup> Annual Festival of South Asia scheduled to take place on August 18 and 19, 2007, on Gerrard Street East, between Coxwell Avenue and Greenwood Avenue, and advise the AGCO that it has no objection to the following establishments being granted a liquor licence extension, or to the presence of beverage gardens, from 12:00 noon to 1:00 a.m. on August 18, 2007, and 12:00 noon to 11:00 p.m. on August 19, 2007:



Bar – Be – Que – Hut (Pride of India) - 1455 Gerrard Street East  
Siddartha Restaurant (Vegetarian) - 1411 Gerrard Street East  
Chandni Chowk - 1430 Gerrard Street East  
Famous Indian Cuisine - 1437 Gerrard Street East  
Mahar Restaurant - 1410 Gerrard Street East  
Motimahal - 1422 Gerrard Street East  
New Haandi 2000 Restaurant - 1401 Gerrard Street East  
Regency Restaurant - 1423 Gerrard Street East  
Siddartha Restaurant - 1450 Gerrard Street East  
Skylark Restaurant - 1433 Gerrard Street East  
Udupi Palace - 1460 Gerrard Street East.

3. The Beaches International Jazz Festival taking place on July 25, 26 and 27, 2007, and advise the AGCO that it has no objection to City of Toronto permitted boulevard cafés between Woodbine Avenue and Beech Avenue being granted liquor licence extensions to sell and serve alcohol from 11:00 a.m. to 12:00 midnight on July 27 and 28, 2007.
4. Hungarian Food Fair taking place from 2.00 p.m. to 10:00 p.m. on August 17, 2007, and 11:00 a.m. to 10:00 p.m. on August 18 and 19, 2007, and advise the AGCO that it has no objection to a liquor licence extension being granted to sell and serve alcohol for the duration of this event on a temporary patio in front of the Hungarian Canadian Cultural Centre, 840 St. Clair Avenue West.
5. First Annual Queer Literary Arts Festival taking place on August 26, 2007, from 11:00 a.m. to 7:00 p.m. in the Church-Wellesley Village Business Improvement Area boundaries of Dundonald Street south to Alexander Street along Church Street, and advise the AGCO that it has no objection to the following establishments being granted an extension to their liquor licence to sell and serve alcohol on five feet of the public roadway on Church Street for the duration of this event:  
  
Slack's Restaurant & Bar, 562 Church Street  
Byzantium, 499 Church Street  
Zelda's Bar and Restaurant, 542 Church Street  
Café California Restaurant, 538 Church Street  
Woody's and Sailor, 465/467 Church Street  
Mela on Church Restaurant, 459 Church Street  
Play on Church, 504 Church Street  
VEDA Healthy Indian Eatery, 506 Church Street.
6. Fourth Annual Church Street Fetish Fair taking place on August 19, 2007, from 11:00 a.m. to 10:00 p.m. in the Church-Wellesley Village Business

Improvement Area boundaries of Dundonald Street south to Alexander Street along Church Street, and advise the AGCO that it has no objection to the following establishments being granted an extension to their liquor licence to sell and serve alcohol on five feet of the public roadway on Church Street for the duration of this event:

Slack's Restaurant & Bar, 562 Church Street  
Byzantium, 499 Church Street  
Zelda's Bar and Restaurant, 542 Church Street  
Café California Restaurant, 538 Church Street  
Woody's and Sailor, 465/467 Church Street  
Mela on Church Restaurant, 459 Church Street  
Play on Church, 504 Church Street  
VEDA Healthy Indian Eatery, 506 Church Street.

7. Nuit Blanche on Church Street, taking place on Church Street from 7:00 p.m. on Saturday, September 29, 2007 to 7:00 a.m. on Sunday, September 30, 2007, and advise the AGCO that it has no objection to the following establishments being granted a liquor licence extension to sell and serve alcohol until 4:00 a.m. for the duration of this event:

The Church Street Diner, 555 Church Street  
Voglie Risto Bar, 582 Church Street  
Fuzion Resto-Lounge and Garden, 580 Church Street  
Slack's Bar and Restaurant, 562 Church Street  
SAKURA (kaiseki), 556 Church Street  
Byzantium, 499 Church Street  
Zelda's Bar and Restaurant, 542 Church Street  
Café California Restaurant, 538 Church Street  
just thai, 534 Church Street  
Iub Bistro and Lounge, 487 Church Street  
Il Fornello, 491 Church Street  
Sambuca's on Church, 489 Church Street  
Pegasus on Church, 489B Church Street  
Village Rainbow Restaurant, 477 Church Street  
Churchmouse and Firkin, 475 Church Street  
O'Grady's Tap and Grill, 518 Church Street  
Crews/Tango/the Zone, 508 Church Street  
VEDA Indian Eatery, 506 Church Street  
Woody's and Sailor, 465/467 Church Street  
The Black Eagle, 457 Church Street  
Mela on Church, 459 Church Street  
Play on Church (George's Play), 504 Church Street  
Hair of the Dog, 425 Church Street.

8. Ward's Island Recreation Association's Gala Day Weekend taking place on August 4, 5 and 6, 2007, at Ward's Island.
9. The Toronto's Festival of Beer taking place at Fort York on the revised dates of August 9, 2007, from 4:00 p.m. to 11:00 p.m., August 10, 2007, from 4:00 p.m. to 10:00 p.m., August 11, 2007, from 1:00 p.m. to 7:00 p.m., and August 12, 2007, from 1:00 p.m. to 7:00 p.m.
10. The Cirque de Soleil, taking place on the revised dates of August 9, 2007, to October 21, 2007, in the Port Lands.
11. The Caribana Parade of Bands taking place in the Market Place on Lake Shore Boulevard West and in Exhibition Place on August 4, 2007, between 11:00 a.m. and 8:00 p.m.
12. The Caribana Festival "Machel Montano Concert" taking place at Lamport Stadium from 6:00 p.m. on August 4, 2007, to 1:00 a.m. on August 5, 2007.
13. The Skipper's Plan LYRA Regatta taking place from 12:00 p.m. to 12:00 a.m. on Wednesday, August 1, 2007, to Saturday, August 4, 2007, and from 12:00 p.m. to 10:00 p.m. on Sunday, August 5, 2007, at Ashbridges Bay Yacht Club, 30 Ashbridges Bay Park Road, and advise the AGCO that it has no objection to the Ashbridges Bay Yacht Club being granted a liquor licence extension to sell and serve alcohol on an outside area close to the current patio for the duration of this event.
14. Jagemeister 100K cases Party taking place on September 27, 2007, from 9:00 p.m. to 2:00 a.m. at the Toronto Circus School of Arts, 425 Wellington Street West.
15. Customer Appreciation Day taking place at Standard Pizza and Pasta Bar, 667 College Street, from 6:00 p.m. to 1:00 a.m. on Saturday, September 1, 2007, and advise the AGCO that it has no objection to this establishment being granted a liquor licence extension to sell and serve alcohol on an outside area for the duration of this event.
16. The following additional events associated with Caribana:
  - a. King and Queen Show, taking place at Lamport Stadium on August 2, 2007, between 7:00 p.m. and midnight;
  - b. Pan Alive, taking place at Lamport Stadium on August 3, 2007, between 7:00 p.m. and midnight; and
  - c. De Caribana Line event at Albert Campbell Square on July 22,

2007, from 12:00 noon to 7:00 p.m.

- B. Advise the Alcohol and Gaming Commission that:
- a. it has no objection to the following two additional establishments participating in the 2007 Cabbagetown Festival taking place on September 8 and 9, 2007, being permitted to sell and serve alcohol on their outdoor patios for the dates and times noted:

Ginger, 252 Carlton Street  
Saturday, September 8, 2007, 11:00 a.m. to 8:30 p.m.

Saigon, 568 Parliament Street  
Saturday, September 8, 2007, 11:00 a.m. to 11:00 p.m.  
Sunday, September 9, 2007, 11:00 a.m. to 8:30 p.m.

### **Background Information**

Letter

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-4901.pdf>

Letter

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5273.pdf>

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Council also considered the following communications:

- (July 1, 2007) from Chris Webster, Ward's Island Recreation Association. (TE7.92.1)
- (July 10, 2007) from Douglas Fisher, Co-ordinator, Old Cabbagetown Business Improvement Area. (TE7.92.2)
- (July 12, 2007) from Sam Ghazarian, Church Wellesley Village Business Improvement Area. (TE7.92.3)
- (July 8, 2007) from Marie Cazaux, Event Planner, KAZO Communications. (TE7.92.4)
- (undated) from Rennie Stobbs, General Manager, Ashbridge's Bay Yacht Club. (TE7.92.5)
- (July 16, 2007) from Ave M. Burgess, Assistant Executive Director, Tony Stacey Centre for Veterans Care. (TE7.92.6)
- (undated) from Domenic Taddeo, Owner, Standard Pizza and Pasta Bar. (TE7.92.7)

### **11.103 Potential Community Use of St. Bernadette Catholic School, in the Crescent Town Priority Neighbourhood**

TE7.102	AMENDED			Ward: 31
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This Item was submitted without recommendation.

**July 17, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Davis moved that Council adopt the following staff recommendations contained in the report (July 16, 2007) from the Executive Director, Social Development, Finance and Administration:
  1. Toronto Council authorize the Director of Real Estate Services and the Director of Community Resources to begin discussions with the Toronto Catholic District School Board (TCDSB) regarding options for securing St. Bernadette Catholic School as a community health centre and service hub.
  2. Toronto Council authorize the Chief Corporate Officer to make application for any necessary land use development approvals required to affect the proposed use of the St. Bernadette Catholic School site.
  3. The Executive Director of Social Development, Finance and Administration and the Chief Corporate Officer submit a joint report to the September 4, 2007 meeting of the Executive Committee outlining a business case for the City securing St. Bernadette Catholic School for the purposes of a community health centre and service hub, including the progress of discussions with the Toronto Catholic District School Board.

*Votes:*

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Toronto Council authorize the Director of Real Estate Services and the Director of Community Resources to begin discussions with the Toronto Catholic District School Board (TCDSB) regarding options for securing St. Bernadette Catholic School as a community health centre and service hub.

2. Toronto Council authorize the Chief Corporate Officer to make application for any necessary land use development approvals required to affect the proposed use of the St. Bernadette Catholic School site.
3. The Executive Director of Social Development, Finance and Administration and the Chief Corporate Officer submit a joint report to the September 4, 2007 meeting of the Executive Committee outlining a business case for the City securing St. Bernadette Catholic School for the purposes of a community health centre and service hub, including the progress of discussions with the Toronto Catholic District School Board.

### **Background Information**

Motion

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrrd/backgroundfile-5320.pdf>

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Council also considered the following:

- Report (July 16, 2007) from the Executive Director, Social Development, Finance and Administration. ([TE7.102a](#))

## **11.104 NEW BUSINESS FROM THE MAYOR AND CITY OFFICIALS AND BUSINESS PREVIOUSLY REQUESTED**

**July 16, 2007**

Speaker Bussin in the Chair.

Under Section 27-70 of Council's Procedures, Items are considered adopted without amendment by consent, unless Council decides otherwise.

- |  |        |   |
|--|--------|---|
| Held for consideration.<br>Minute 11.105 | CC11.1 | (July 4, 2007) from Mayor David Miller, headed "Personnel Matter Related to the Integrity Commissioner" |
| Held for consideration.<br>Minute 11.106 | CC11.2 | (July 6, 2007) from the Lobbyist Registrar, headed "Amendment to Municipal Code Chapter 140, Lobbying"  |
| Held for consideration.<br>Minute 11.107 | CC11.3 | (July 9, 2007) from the City Solicitor, headed "586 Annette Street: Ontario Municipal Board Matter"     |

- Held for consideration. CC11.4 (July 9, 2007) from the City Solicitor, headed “Court  
 Minute 11.108 Applications by Toronto Port Authority and Porter Airlines  
 Inc.”
  
- Adopted by consent. CC11.5 (July 9, 2007) from the City Solicitor, headed “2230,  
 2324 and 2336 Gerrard Street East - Site Plan Control  
 Application - Request for Direction Report”
  
- Held for consideration. CC11.6 (July 9, 2007) from the City Solicitor, headed “Request for  
 Minute 11.109 directions regarding the July 19, 2007 OMB prehearing  
 re 444 Yonge Street (College Park Block)”
  
- Held for consideration. CC11.7 (July 5, 2007) from the General Manager, Solid Waste  
 Minute 11.110 Management Services, and the City Solicitor, headed  
 “Settlements Related to Collection Contracts”
  
- Held for consideration. CC11.8 (July 9, 2007) from the Integrity Commissioner, headed  
 Minute 11.111 “Report on Code of Conduct Complaint Protocol”
  
- Held for consideration. CC11.9 (July 9, 2007) from the Chief Corporate Officer, headed  
 Minute 11.112 “Acquisition of Property for City Purposes”

**11.105 Personnel Matter Related to the Integrity Commissioner**

<b>CC11.1</b>	NO AMENDMENT			Wards: All
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**July 18, 2007**

Speaker Bussin in the Chair.

*Vote:*

Item CC11.1 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council adopt the confidential instructions to staff in Attachment 1.
  
2. City Council authorize the public release of the confidential attachment at the conclusion of the Council meeting.

[Confidential Attachment 1 to the report \(July 4, 2007\) from Mayor David Miller is now public](#) and contains the following recommendations:

1. Mr. David Mullan's employment as part-time Integrity Commissioner be continued for a one-year term effective September 1, 2007.
2. The City Manager be authorized to negotiate with Mr. Mullan terms and conditions of employment.

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### Link to Background Information

Council considered the following:

- Report (July 4, 2007) from Mayor David Miller. ([CC11.1](#))

### 11.106 Amendment to Municipal Code Chapter 140, Lobbying

<b>CC11.2</b>	WITHDRAWN			Wards: All
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#### July 18, 2007

Speaker Bussin in the Chair.

*Permission to Withdraw Item:*

Councillor Del Grande requested that, as outlined in the communication (July 18, 2007) from the Lobbyist Registrar, Item CC11.2 be withdrawn. Council concurred in the request of Councillor Del Grande.

#### Disposition

Item CC11.2 was withdrawn.

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### Link to Background Information

Council considered the following:

- Report (July 6, 2007) from the Lobbyist Registrar. ([CC11.2](#))
- (July 18, 2007) from the Lobbyist Registrar. ([CC11.2a](#))
- (July 12, 2007) from Guy W. Giorno, Fasken Martineau DuMoulin LLP, Barristers and Solicitors. (CC11.2.1)

### 11.107 586 Annette Street: Ontario Municipal Board Matter



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CC11.3	AMENDED			Ward: 13
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Saundercook moved that the staff recommendations contained in Confidential Attachment 1 to the report (July 9, 2007) from the City Solicitor, be amended by:
  - a. deleting Recommendation 1;
  - b. deleting from Recommendation 2, the words “appealed to”, and replacing them with the word “before”, and re-numbering Recommendation 2 as Recommendation 1, so that the Recommendation now reads as follows:
    - “1. In the event that Site Plan is before the Ontario Municipal Board, the City Solicitor and appropriate staff be directed to attend at the hearing to support the position of the Chief Planner or his delegate based on the delegated authority of the Chief Planner to approve site plans.”; and
  - c. adding the following new Recommendation 2:
    - “2. The Chief Planner and Executive Director, City Planning, undertake a review of Annette Street between Runnymede Road and Jane Street to identify potential urban design issues and heritage buildings and properties, consult with the community and report back to the Etobicoke York Community Council on future directions to maintain the character of Annette Street.”

*Votes:*

Motion 1 by Councillor Saundercook carried.

Item CC11.3, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. City Council adopt the confidential instructions to staff in Attachment 1, as amended.

2. City Council authorizes the public release of the Recommendations in Attachment 1, if the Recommendations are adopted.

The following recommendations contained in Confidential Attachment 1 to the report (July 9, 2007) from the City Solicitor, are now public, as amended. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation that affects the City or one of its agencies, boards and commissions, and that is subject to solicitor-client privilege:

1. In the event that Site Plan is before the Ontario Municipal Board, the City Solicitor and appropriate staff be directed to attend at the hearing to support the position of the Chief Planner or his delegate based on the delegated authority of the Chief Planner to approve Site Plans.
2. The Chief Planner and Executive Director, City Planning, undertake a review of Annette Street between Runnymede Road and Jane Street to identify potential urban design issues and heritage buildings and properties, consult with the community and report back to the Etobicoke York Community Council on future directions to maintain the character of Annette Street.

### Link to Background Information

Council considered the following:

- Report (July 9, 2007) from the City Solicitor. ([CC11.3](#))
- (July 13, 2007) from Tara L. Piurko, McCarthy Tétrault LLP, Barristers and Solicitors. (CC11.3.1)

#### 11.108 Court Applications by Toronto Port Authority and Porter Airlines Inc.

CC11.4	AMENDED			Ward: 20
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This Item was considered during closed session.

(See Minute 11.154)

#### 11.109 Request for Directions Regarding the July 19, 2007 OMB prehearing re 444 Yonge Street (College Park Block)

CC11.6	AMENDED			Ward: 27
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This Item was considered during closed session.

(See Minute 11.151)

**11.110 Settlements Related to Collection Contracts**

<b>CC11.7</b>	NO AMENDMENT			Wards: 11, 12, 15, 17, 21
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**July 18, 2007**

Speaker Bussin in the Chair.

*Vote:*

Item CC11.7 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.
2. Council authorize the public release of the recommendations in Attachment 1 once the settlement and appropriate documentation are finalized to the satisfaction of the City Solicitor.

Confidential Attachment 1 to the report (July 5, 2007) from the General Manager, Solid Waste Management Services, and the City Solicitor, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation that affects the City, pending the finalization of the settlement and appropriate documentation to the satisfaction of the City Solicitor.

[Public release of confidential information – December 17, 2007](#)

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**Link to Background Information**

Council considered the following:

- Report (July 5, 2007) from the General Manager, Solid Waste Management Services, and the City Solicitor. ([CC11.7](#))

**11.111 Report on Code of Conduct Complaint Protocol**

<b>CC11.8</b>	AMENDED		Wards: All
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**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Thompson moved that Council adopt the following motion:

The Speaker be requested to review all issues arising out of the Code of Conduct as they relate to the Complaint Protocol, and make recommendations directly to City Council after consultation with interested Members of Council.

*Votes:*

Adoption of motion 1 by Councillor Thompson:

Yes - 25	Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fletcher, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Walker
No - 5	Councillors: Ashton, Filion, Ford, Minnan-Wong, Vaughan

Carried by a majority of 20.

Item CC11.8, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. The Code of Conduct Complaint Protocol be revised to include the following:
  - a. providing that the Integrity Commissioner may participate in the informal complaint resolution process with the consent of the parties; and
  - b. revising the cost payment provisions to clarify that the tariff in the Indemnification Policy for Members of Council also applies to the payment of legal costs of a local board member or a complainant; that costs paid in advance are not subject to repayment based on the outcome of the inquiry; and that any denial of costs based on the Integrity Commissioner's

2. The revised Code of Conduct Complaint Protocol attached to this report be approved.
3. The Speaker be requested to review all issues arising out of the Code of Conduct as they relate to the Complaint Protocol, and make recommendations directly to City Council after consultation with interested Members of Council.

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**Link to Background Information**

Council considered the following:

- Report (July 9, 2007) from the Integrity Commissioner. ([CC11.8](#))

**11.112 Acquisition of Property for City Purposes**

CC11.9	NO AMENDMENT			Ward: 27
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**July 17, 2007**

Speaker Bussin in the Chair.

*Vote:*

Item CC11.9 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Attachment 1 of this report be received as information.
2. The confidential information in Attachment 1 remain confidential.

Confidential Attachment 1 to the report (July 9, 2007) from the Chief Corporate Officer, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to a proposed or pending land acquisition by the City or one of its agencies, boards and commissions.

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**Link to Background Information**

Council considered the following:

- Report (July 9, 2007) from the Chief Corporate Officer. ([CC11.9](#))

**NOTICES OF MOTION**

- 11.113 **Designation of Significant Major National Event - 95<sup>th</sup> Grey Cup 2007, Sunday, November 25, 2007, Rogers Centre, Toronto**  
*Moved by Councillor Grimes, seconded by Councillor Mammoliti*

<b>M80</b>	NO AMENDMENT			
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M80 be referred to the Economic Development Committee. A two-thirds vote of the Council Members present is required to consider Motion M80 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M80, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M80 at this meeting:*

The vote to consider Motion M80 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote to Adopt Motion M80, without amendment:*

Yes - 37	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Giambrone, Hall, Jenkins, Kelly, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried, without dissent.

*Motion to Reconsider:*

Councillor Grimes, with the permission of Council, moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the previous vote, which carried, two-thirds of Members present having voted in the affirmative.

*Vote to Adopt Motion M80, without amendment:*

Yes - 29 Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Perruzza, Saundercook, Thompson, Walker
No - 0	

Carried, without dissent.

**City Council Decision**

City Council adopted the following motions:

1. City Council recognize the 95<sup>th</sup> Grey Cup 2007 Football Championship as a National significant major event and welcome the CFL to Toronto.
2. Staff be directed to forward this Motion to the Canadian Football League Commissioner.

**Link to Background Information**

Council considered the following:

- [Motion M80](#)

**11.114 To Amend Draft Zoning By-law Amendment for 84 Finch Avenue West**  
*Moved by Councillor Fillion, seconded by Councillor Moscoe*

<b>M81</b>	NO AMENDMENT			Ward: 23
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M81 be referred to the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M81 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M81, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M81 at this meeting:*

The vote to consider Motion M81 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M81 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The Zoning By-law Amendment C1(121) as drafted, of By-law No. 7625, Section 64.23 for the former City of North York, be amended (as per the attached) to also permit one dwelling unit, as well as professional and medical offices, within the existing dwelling located at 84 Finch Avenue West.
2. The City Solicitor be authorized to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
3. City Council determine that no further notice be given in respect of the proposed By-law.

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**Link to Background Information**

Council considered the following:

- [Motion M81](#)
- Draft Zoning By-law Amendment to amend Zoning By-law No. 7625, as amended, with respect to the lands municipally known as 84 Finch Avenue West



11.115 **Request for GST and PST Exemption on Bicycle Purchases**

*Moved by Councillor Walker, seconded by Councillor Cho*

M82	REFERRED			
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M82 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M82 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M82, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M82 at this meeting:*

Yes - 23	
Councillors:	Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Ford, Giambrone, Jenkins, Kelly, Lee, Minnan-Wong, Moeser, Ootes, Perks, Saundercook, Stintz, Thompson, Walker
No - 13	
Councillors:	Bussin, Di Giorgio, Fletcher, Hall, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Nunziata, Pantalone, Parker, Rae, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

*Motion to Reconsider:*

Councillor Perruzza, with the permission of Council, moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the previous vote.

*Vote to Reconsider:*

Yes - 30	Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Heaps, Jenkins, Kelly, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 9	Councillors: Bussin, Fletcher, Ford, Giambrone, Hall, Lindsay Luby, Mammoliti, Mihevc, Moeser

Carried, two-thirds of Members present having voted in the affirmative.

*Procedural Vote to Consider Motion M82 at this meeting:*

Yes - 24	Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Ford, Giambrone, Heaps, Jenkins, Kelly, Lee, Milczyn, Minnan-Wong, Ootes, Palacio, Perks, Perruzza, Saundercook, Stintz, Walker
No - 15	Councillors: Bussin, Di Giorgio, Filion, Fletcher, Hall, Lindsay Luby, Mammoliti, Mihevc, Moeser, Nunziata, Pantalone, Parker, Rae, Thompson, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

### **City Council Decision**

City Council referred Motion M82 to the Executive Committee.

### **Link to Background Information**

Council considered the following:

- [Motion M82](#)

- 11.116 **Proactive Inspections of Toronto Community Housing Corporation (TCHC) Units Citywide – Expansion of Pilot Project**  
*Moved by Councillor Palacio, seconded by Councillor Moscoe*

M83	REFERRED			Wards: All
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M83 be referred to the Licensing and Standards Committee. A two-thirds vote of the Council Members present is required to consider Motion M83 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M83, a Fiscal Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 1)

*Procedural Vote to Consider Motion M83 at this meeting:*

Yes - 11	
Councillors:	Ashton, Augimeri, Cho, Feldman, Ford, Jenkins, Milczyn, Nunziata, Palacio, Parker, Walker
No - 28	
Councillors:	Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Minnan-Wong, Moeser, Ootes, Pantalone, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion M83 to the Licensing and Standards Committee.

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**Link to Background Information**

Council considered the following:

- [Motion M83](#)
- Financial Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer

*Moved by Councillor Lee, seconded by Councillor Heaps*

<b>M84</b>	NO AMENDMENT			Ward: 41
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M84 be referred to the Scarborough Community Council. A two-thirds vote of the Council Members present is required to consider Motion M84 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M84, a Fiscal Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 2)

*Procedural Vote to Consider Motion M84 at this meeting:*

Yes - 31	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Parker, Perks, Perruzza, Stintz, Thompson, Vaughan, Walker
No - 7	
Councillors:	Carroll, Ford, Giambrone, Palacio, Pantalone, Rae, Saundercook

Carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M84 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The City Solicitor be authorized, as part of the section 37 agreement for 5789 to

5951 Steeles Avenue East, to require the owner to make a cash contribution of \$1,800,000.00 to be used to fund an addition to the Milliken Park Community Recreation Centre, in satisfaction of the zoning requirement to fund or provide 5,000 square feet of community space.

2. The General Manager of Parks, Forestry and Recreation take the necessary actions required to facilitate the early construction of the Milliken Park Community Recreation centre expansion.

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### Link to Background Information

Council considered the following:

- [Motion M84](#)
- Petition containing the signatures of approximately 711 individuals regarding the building of additional space at the Milliken Park Recreation Centre, submitted by Councillor Chin Lee, Ward 41, Scarborough-Rouge River (M84.1)
- Financial Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer

#### 11.118 Request for Endorsement of Royal Canadian Legion (Branch 614) Military Tattoo and Parade for Liquor Licensing Purposes *Moved by Councillor Lee, seconded by Councillor Del Grande*

M85	NO AMENDMENT			
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#### July 17, 2007:

Speaker Bussin in the Chair.

#### *Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M85 be referred to the Scarborough Community Council. A two-thirds vote of the Council Members present is required to consider Motion M85 at this meeting.

#### *Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M85, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M85 at this meeting:*

The vote to consider Motion M85 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote to adopt Motion M85, without amendment:*

Yes - 39
Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 0

Carried, without dissent.

**City Council Decision**

City Council adopted the following motion:

1. City Council, for liquor licence purposes, declare the Royal Canadian Legion (Branch 614) Annual Military Tattoo and Parade, taking place on July 29, 2007, at the Branch (100 Salome Drive), to be an event of community and/or municipal significance and advise the AGCO that it has no objection to it taking place.

**Link to Background Information**

Council considered the following:

- [Motion M85](#)

**11.119 Composition of the Board of Health**

*Moved by Councillor Del Grande, seconded by Councillor Nunziata*

<b>M86</b>	REFERRED		
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M86 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M86 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M86, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M86 at this meeting:*

Yes - 23	
Councillors:	Ainslie, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Feldman, Ford, Giambrone, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Nunziata, Palacio, Pantalone, Parker, Stintz, Thompson, Walker
No - 16	
Councillors:	Ashton, Augimeri, Davis, De Baeremaeker, Filion, Fletcher, Heaps, Mihevc, Minnan-Wong, Moeser, Ootes, Perks, Perruzza, Rae, Saundercook, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion M86 to the Executive Committee.

**Link to Background Information**

Council considered the following:

- [Motion M86](#)

**11.120 Amendments to Fireworks By-law**

*Moved by Councillor Carroll, seconded by Councillor Vaughan*

M87	AMENDED			
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that consideration of Motion M87 requires a re-opening of Licensing and Standards Committee Item 3.2 (City Council - April 23 and 24, 2007). A two-thirds vote of the Council Members present is required to re-open this Item.

*Vote to Re-Open Licensing and Standards Committee Item 3.2:*

Yes - 25	
Councillors:	Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Filion, Giambrone, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Nunziata, Palacio, Parker, Perks, Perruzza, Rae, Thompson, Vaughan, Walker
No - 14	
Councillors:	Ainslie, Augimeri, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Hall, Minnan-Wong, Moeser, Ootes, Pantalone, Saundercook, Stintz

Lost, less than two-thirds of Members present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M87, a Fiscal Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 3)

*Motion to Reconsider:*

Councillor Fletcher, with the permission of Council, moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the previous vote.

*Vote to Reconsider:*

Yes - 26	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Moscoe, Nunziata, Parker, Perks, Perruzza, Thompson, Vaughan, Walker
No - 6	



Councillors: Del Grande, Ford, Minnan-Wong, Ootes, Palacio, Stintz

Carried, two-thirds of Members present having voted in the affirmative.

*Vote to Re-Open Licensing and Standards Committee Item 3.2:*

Yes - 27
Councillors: Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Parker, Perks, Perruzza, Thompson, Vaughan, Walker
No - 7
Councillors: Del Grande, Di Giorgio, Ford, Minnan-Wong, Palacio, Saundercook, Stintz

Carried, two-thirds of Members present having voted in the affirmative.

**July 18, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Stintz moved that Council refer Motion M87 to the Fire Chief, with the request that he consider the proposals set out in the Motion, in an annual review to be conducted one year after the new fireworks by-law comes into force on January 1, 2008.

*Vote on Referral:*

Adoption of motion 1 by Councillor Stintz:

Yes - 12
Councillors: Ainslie, Di Giorgio, Ford, Grimes, Hall, Kelly, Lindsay Luby, Minnan-Wong, Parker, Saundercook, Stintz, Thompson
No - 18
Councillors: Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Filion, Fletcher, Jenkins, Lee, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 6.

*Motion:*

2. Councillor Nunziata moved that:
- a. staff be requested to implement the amendments to the by-law within the existing budget that was approved when the original by-law was approved; and
  - b. Recommendation 1 be amended to provide that the report also include the budget impacts of enforcement.

*Ruling by Speaker:*

Speaker Bussin ruled Part a of motion 2 by Councillor Nunziata out of order, as the cost of administration is not before Council for consideration.

Councillor Nunziata challenged the ruling of the Speaker.

*Vote to Uphold Ruling of Speaker:*

Yes - 20 Councillors: Ainslie, Augimeri, Bussin, Cho, De Baeremaeker, Di Giorgio, Fletcher, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moscoe, Pantalone, Perks, Perruzza, Rae, Saundercook, Thompson, Walker
No - 10 Councillors: Carroll, Ford, Grimes, Hall, Minnan-Wong, Moeser, Nunziata, Parker, Stintz, Vaughan

Carried by a majority of 10.

*Motion to End Debate:*

Councillor Vaughan moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on Motion M87 and take the vote immediately, the vote on which was taken as follows:

Yes - 21 Councillors: Ainslie, Augimeri, Bussin, Carroll, Di Giorgio, Filion, Ford, Grimes, Hall, Lindsay Luby, Milczyn, Minnan-Wong, Moscoe, Nunziata, Pantalone, Parker, Rae, Saundercook, Stintz, Thompson, Vaughan
No - 6 Councillors: Jenkins, Kelly, Lee, Moeser, Perruzza, Walker

Carried, two-thirds of Members present having voted in the affirmative.

*Votes:*

Part b of motion 2 by Councillor Nunziata carried.

Adoption of Motion M87, as amended:

Yes - 24	
Councillors:	Augimeri, Bussin, Carroll, Di Giorgio, Filion, Fletcher, Hall, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 5	
Councillors:	Ainslie, Ford, Grimes, Kelly, Lindsay Luby

Carried by a majority of 19.

### **City Council Decision**

City Council re-opened Licensing and Standards Committee Item 3.2 (City Council - April 23 and 24, 2007), and adopted the following motions:

1. City Council request the Fire Chief, Toronto Fire Services, in consultation with the Executive Director, Municipal Licensing and Standards and the City Solicitor, to consult with fireworks industry stakeholders and report to the September 11, 2007 meeting of the Licensing and Standards Committee on the feasibility of increasing the permit fees for the sale of fireworks and recommending that City staff, where appropriate, seek the maximum fines under the Provincial Offences Act for certain offences under the Fireworks By-law, as follows:
  - a. \$1,500.00 per year for permits to Temporary Fireworks Vendors, Temporary Lease Fireworks Vendors and Mobile Fireworks Vendors to sell only Family Fireworks only on Canada Day and the seven-day period before Canada Day and on Victoria Day and the seven-day period before Victoria Day;
  - b. \$25.00 fee for a Special Occasions Discharge Permit  
\$2,500.00 annual fee for Permanent Fireworks Vendor's Permit  
\$1,500.00 annual fee for a Temporary Mobile Fireworks Vendor's Permit  
\$1,500.00 annual fee for a Temporary Lease Fireworks Vendor's Permit  
\$1,500.00 for a Temporary Fireworks Vendor's Permit (where required under the By-law)  
\$100.00 fee for an amendment to an existing Temporary Mobile Fireworks Vendor's Permit or a Temporary Lease Fireworks Vendor's Permit to

reflect a new location for the temporary sale of Family Fireworks; and

- c. the City Solicitor is authorized to make an application for certain set fines under the By-law pursuant to the Provincial Offences Act (the “Act”). Under the Act, set fines, and the amount thereof, are subject to the approval of the Chief Justice of the Ontario Court of Justice, and cannot exceed \$500. Where a set fine has been approved, City staff may either issue a ticket for the amount of the fine under Part I of the Act or commence a proceeding under Part III of the Act. The maximum fine that can be imposed under Part III of the Act is \$5,000.00. Council recommends that, where appropriate, City staff seek the maximum fine of \$5,000.00 for the following offences under the By-law:
- i. sale of fireworks without a valid permit;
  - ii. sale of fireworks to any person under age 18; and
  - iii. sale of firecrackers,

such report to include the budget impacts of enforcement.

2. Public Notice of any proposed fees be given for the September 11, 2007 meeting of the Licensing and Standards Committee.
3. The Executive Director of Municipal Licensing and Standards and the Fire Chief, Toronto Fire Services, be requested to convene an inter-agency working group with representatives of the Toronto Police Service, the Security Division of the Toronto Community Housing Corporation and the Security Divisions of both the Toronto District School Board and the Toronto Catholic District School Board, to gather a full range of incidence data for the annual review to be held one year after the new Fireworks By-law comes into force on January 1, 2008.

### **Link to Background Information**

Council considered the following:

- [Motion M87](#)
- Financial Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer

#### **11.121 Roundhouse Rail Museum**

*Moved by Councillor Vaughan, seconded by Councillor Rae*

<b>M88</b>	WITHDRAWN		Ward: 20
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M88 be referred to the Government Management Committee. A two-thirds vote of the Council Members present is required to consider Motion M88 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M88, a Fiscal Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 4)

*Procedural Vote to Consider Motion M88 at this meeting:*

Yes - 27	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Lee, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Vaughan
No - 12	
Councillors:	De Baeremaeker, Del Grande, Feldman, Ford, Kelly, Lindsay Luby, Ootes, Rae, Saundercook, Stintz, Thompson, Walker

Carried, two-thirds of Members present having voted in the affirmative.

**July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Permission to Withdraw Motion:*

Councillor Vaughan requested the permission of Council to withdraw Motion M88. Council unanimously consented to the request of Councillor Vaughan.

**City Council Decision**

Motion M88 was withdrawn on the unanimous consent of City Council.

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**Link to Background Information**

Council considered the following:

- [Motion M88](#)
- Financial Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer
- (July 12, 2007) from Michael W. Clark, John Street Roundhouse Corporation. (M88.1)
- (undated) from Orin Krivel, President, Toronto Railway Historical Association. (M88.2)
- (July 13, 2007) from Shirley Morriss. (M88.3)
- (July 12, 2007) from Robert E. Saunders, Chair, Toronto Preservation Board. (M88.4)
- (July 16, 2007) Proposal by Steam Whistle Brewing for the Roundhouse Rail Museum, submitted by Councillor Adam Vaughan, Ward 20, Trinity-Spadina. (M88.5)

**11.122 Revised Knock-Out Panel Condition related to 70 Roehampton Avenue  
Rezoning File No. 06 106482 STE 220Z**

*Moved by Councillor Vaughan, seconded by Councillor Walker*

<b>M89</b>	NO AMENDMENT			Ward: 22
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that consideration of Motion M89 requires a re-opening of Toronto and East York Community Council Item 2.7 (City Council - February 5, 6, 7 and 8, 2007) as it relates to Condition 3.ix. A two-thirds vote of the Council Members present is required to re-open this Item.

*Vote to Re-Open Toronto and East York Community Council Item 2.7 (City Council - February 5, 6, 7 and 8, 2007) as it relates to Condition 3.ix.:*

Yes - 35	
Councillors:	Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Feldman, Fillion, Fletcher, Ford, Giambrone, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker

No - 4 Councillors: Bussin, Del Grande, Di Giorgio, Heaps
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Carried, two-thirds of Members present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M89, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Vote:*

Motion M89 was adopted, without amendment.

**City Council Decision**

City Council re-opened Toronto and East York Community Council Item 2.7 (City Council - February 5, 6, 7 and 8, 2007) as it relates to Condition 3.ix., and adopted the following motion:

1. City Council amend the current wording of Condition 3.ix.:

FROM:

“require that knockout panels be built into each unit in the project to facilitate the expansion and contraction of condominium units in the future”

TO

“require the applicant to designate 85 percent of the total units built on the site for knock-out panels and to build the knock-out panels into the designated units where practical from a structural or mechanical perspective”.

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**Link to Background Information**

Council considered the following:

- [Motion M89](#)

**11.123 Report Request – Feasibility of a Municipal Casino**

*Moved by Councillor Palacio, seconded by Councillor Mammoliti*

M90	REFERRED			
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M90 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M90 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M90, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M90 at this meeting:*

Yes - 10	
Councillors:	Augimeri, Ford, Giambrone, Jenkins, Lee, Mammoliti, Milczyn, Nunziata, Palacio, Rae
No - 29	
Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Hall, Heaps, Kelly, Lindsay Luby, Mihevc, Minnan-Wong, Moeser, Ootes, Pantalone, Parker, Perks, Perruzza, Saundercook, Stintz, Thompson, Vaughan, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion M90 to the Executive Committee.

**Link to Background Information**

Council considered the following:



- [Motion M90](#)

**11.124 Report Request – New Property Tax Class for Gas Stations and Potential New Revenues for the City of Toronto**

*Moved by Councillor Palacio, seconded by Councillor Jenkins*

<b>M91</b>	REFERRED			Wards: All
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M91 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M91 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M91, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M91 at this meeting:*

Yes - 7	Councillors: Cho, Jenkins, Milczyn, Nunziata, Palacio, Perruzza, Vaughan
No - 32	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Giambrone, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Minnan-Wong, Moeser, Ootes, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion M91 to the Executive Committee.

**Link to Background Information**

Council considered the following:

- [Motion M91](#)

**11.125 Report Request – New Property Tax Class for Big Box Stores and Potential new Revenues for the City of Toronto**

*Moved by Councillor Palacio, seconded by Councillor Jenkins*

<b>M92</b>	REFERRED			Wards: All
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M92 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M92 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M92, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M92 at this meeting:*

Yes - 5 Councillors: Augimeri, Jenkins, Nunziata, Palacio, Saundercook
No - 34 Councillors: Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Giambrone, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Thompson, Vaughan, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion M92 to the Executive Committee.

**Link to Background Information**

Council considered the following:

- [Motion M92](#)

**11.126 City Council Endorse Provincial Bill 199: To Permit the Sale of VQA Wine and Ontario Microbrewery Beer at Convenience Stores**

*Moved by Councillor Walker, seconded by Councillor Jenkins*

M93	REFERRED			Wards: All
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**July 17, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M93 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M93 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M93, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M93 at this meeting:*

Yes - 15	
Councillors:	Augimeri, Carroll, Cho, Ford, Giambrone, Jenkins, Lee, Lindsay Luby, Mammoliti, Mihevc, Perruzza, Stintz, Thompson, Vaughan, Walker
No - 24	
Councillors:	Ainslie, Ashton, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Hall, Heaps, Kelly, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae,

Saundercook
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Lost, less than two-thirds of Members present having voted in the affirmative.

### City Council Decision

City Council referred Motion M93 to the Executive Committee.

### Link to Background Information

Council considered the following:

- [Motion M93](#)

- 11.127 **Temporary Liquor Extension Application – Black Creek Brews Fest at Black Creek Pioneer Village, Toronto and Region Conservation Authority**  
*Moved by Councillor Perruzza, seconded by Councillor Vaughan*

M94	NO AMENDMENT			Ward: 8
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### July 17, 2007:

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M94 be referred to the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M94 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M94, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M94 at this meeting:*

The vote to consider Motion M94 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M94 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council, for liquor licence purposes, declare the following event to be of community and/or municipal significance and advise the Alcohol and Gaming Commission of Ontario that it has no objection to it taking place:

2007 Black Creek Brews Fest at Black Creek Pioneer Village, Toronto and Region Conservation Authority, 1000 Murray Ross Parkway, on Saturday, August 25, 2007, from 11:00 a.m. to 5:00 p.m. and on Sunday, August 26, 2007, from 11:00 a.m. to 5:00 p.m.

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**Link to Background Information**

Council considered the following:

- [Motion M94](#)

**MOTIONS WITHOUT NOTICE**

- 11.128 **Assumption of Services – King Liberty Subdivision - Registered Plan of Subdivision 66M-2394**  
*Moved by Deputy Mayor Pantalone, seconded by Councillor Perks*

M95	NO AMENDMENT			Ward: 19
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**July 17, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Waive Notice:*

Deputy Mayor Pantalone moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M95, which carried, two-thirds of Members present having voted in the affirmative.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M95 be referred to the Toronto and East York

Community Council. A two-thirds vote of the Council Members present is required to consider Motion M95 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M95, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M95 at this meeting:*

Yes - 37	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Thompson, Vaughan, Walker
No - 2	Councillors: Ford, Saundercook

Carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M95 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The services installed for Registered Plan 66M-2394 be assumed in part and that the City formally assume East Liberty Street including Parts 1 and 2 on Plan 66R-19577, Lynn Williams Street, Pirandello Street (formerly Lower Shaw Street) and that part of Western Battery Road from East Liberty Street to Pirandello Street.
2. The appropriate City officials be authorized to release the performance guarantees, with the exception of the amount required to complete the outstanding obligations as set out in Appendix A attached to this report.
3. An Assumption By-law be prepared for the City to formally assume East Liberty Street, including Parts 1 and 2 on Plan 66R-19577, Lynn Williams Street, Pirandello Street (formerly Lower Shaw Street) and that part of Western Battery

Road from East Liberty Street to Pirandello Street, on Plan of Subdivision 66M-2394.

4. The appropriate City officials be authorized to introduce a By-law to formally assume that part of Western Battery Road from Pirandello Street to Lynn Williams Street, including Part 1 on Plan 64R-17115, and to release the applicable performance guarantees at such time as each outstanding obligation listed in Appendix A is met.
5. The City Solicitor be authorized and directed to register the Assumption By-laws in the Land Registry Office, at the expense of the Owner.
6. The City Clerk and Treasurer be authorized to sign any release or other documentation necessary to give effect thereto.
7. The appropriate City officials be authorized to transfer ownership of the street lighting system constructed with Plan of Subdivision No. 66M-2394 to Toronto Hydro.

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### Link to Background Information

Council considered the following:

- [Motion M95](#) with attached report (July 10, 2007) from the Executive Director, Technical Services

### 11.129 **193 Balsam Avenue – OMB Hearing – Ward 32 (Beaches East York)** *Moved by Councillor Bussin, seconded by Councillor Fletcher*

M96	NO AMENDMENT			Ward: 32
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### July 17, 2007

Speaker Bussin in the Chair.

#### *Procedural Motion to Waive Notice:*

Councillor Bussin, with the permission of Council, moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M96, which carried, two-thirds of Members present having voted in the affirmative.

#### *Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council

Procedures, require that Motion M96 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M96 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M96, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M96 at this meeting:*

The vote to consider Motion M96 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M96 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council authorize the City Solicitor and appropriate staff to appear at the Ontario Municipal Board to support the Committee of Adjustment's decision to refuse the requested minor variances application.

**Link to Background Information**

Council considered the following:

- [Motion M96](#)
- (June 11, 2007) Notice of Decision, Minor Variance/Permission, for 193 Balsam Avenue, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

**11.130 Issuance of Debentures**

*Moved by Mayor Miller, seconded by Councillor Carroll*

<b>M97</b>	NO AMENDMENT			
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**July 16, 2007**

Speaker Bussin in the Chair.



*Procedural Motion to Waive Notice:*

Mayor Miller, with the permission of Council, moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M97, which carried, two-thirds of Members present having voted in the affirmative.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M97 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M97 at this meeting.

*Fiscal Impact Statement:*

The Deputy City Manager and Chief Financial Officer has noted the financial impacts of Motion M97 in the Fiscal Impact Statement Summary. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M97 at this meeting:*

The vote to consider Motion M97 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote to adopt Motion M97, without amendment:*

Yes - 28	
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, Del Grande, Di Giorgio, Filion, Fletcher, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan, Walker
No - 3	
Councillors:	Ford, Parker, Shiner

Carried by a majority of 25.

**City Council Decision**

City Council adopted the following motions:

1. Authority be granted for the introduction of the necessary Bills in Council on July 16, 2007, to give effect to the issuance of debentures as described in this report.

2. Council authorize the appropriate City of Toronto officials to take the necessary actions to give effect thereto and authority be granted for the introduction of the necessary Bills in Council to give effect to the foregoing.

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**Link to Background Information**

Council considered the following:

- [Motion M97](#) with attached report (July 11, 2007) from the Deputy City Manager and Chief Financial Officer

**11.131 Implementation of Provincial Regulation – New Menu Options for Street Food Vending Carts**

*Moved by Councillor Filion, seconded by Councillor Moscoe*

<b>M98</b>	NO AMENDMENT			Wards: All
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**July 17, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Waive Notice:*

Councillor Filion moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M98, which carried, two-thirds of Members present having voted in the affirmative.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M98 be referred to the Licensing and Standards Committee. A two-thirds vote of the Council Members present is required to consider Motion M98 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M98, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M98 at this meeting:*

Yes - 40	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 1	
Councillor:	Ford

Carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M98 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The City's current street vending by-laws and Chapter 545, Licensing, be amended to indicate that only foods permitted to be sold as of July 16, 2007, from food vending carts are allowed for sale despite the change to Regulation 562 of the Health Protection and Promotion Act.
2. City Council direct staff to immediately provide the current holders of vending cart licences and/or permits with notice of this Resolution, once adopted, and of the fact that the by-law amendments shall remain in place until such time as City Council has considered and made appropriate amendments to the by-laws as required to implement the appropriate types of foods to be sold from food vending carts within the City.

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**Link to Background Information**

Council considered the following:

- [Motion M98](#)

11.132 **OMB Hearing - 79 Galbraith Avenue**

*Moved by Councillor Davis, seconded by Councillor Bussin*

<b>M99</b>	NO AMENDMENT			Ward: 31
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**July 17, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Waive Notice:*

Councillor Davis moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M99, which carried, two-thirds of Members present having voted in the affirmative.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M99 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M99 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M99, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M99 at this meeting:*

The vote to consider Motion M99 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M99 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. Council authorize the City Solicitor and City Planning staff to appear at the Ontario Municipal Board to support the decision of the Committee of Adjustment in refusing the request for a variance.
-

### Link to Background Information

Council considered the following:

- [Motion M99](#)
- (April 26, 2007) Notice of Decision, Minor Variance/Permission, File Number A0239/07TEY, for 79 Galbraith Avenue, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel
- (April 26, 2007) Notice of Decision, Minor Variance/Permission, File Number A0240/07TEY, for 79 Galbraith Avenue, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel
- (April 26, 2007) Notice of Decision, Consent, File Number B0038/07TEY, for 79 Galbraith Avenue, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

#### 11.133 OMB Hearing – 19 Parkview Hill Crescent

*Moved by Councillor Davis, seconded by Councillor Bussin*

M100	NO AMENDMENT			Ward: 31
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#### July 17, 2007

Speaker Bussin in the Chair.

#### *Procedural Motion to Waive Notice:*

Councillor Davis moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M100, which carried, two-thirds of Members present having voted in the affirmative.

#### *Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M100 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M100 at this meeting.

#### *Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M100, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M100 at this meeting:*

The vote to consider Motion M100 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M100 was adopted, without amendment.

### **City Council Decision**

City Council adopted the following motion:

1. Council authorize the City Solicitor and City Planning staff to appear at the Ontario Municipal Board to support the position of City planning respecting the below-grade garage and to support the Committee's refusal of the variances associated with this application.

### **Link to Background Information**

Council considered the following:

- [Motion M100](#)
- (May 25, 2007) Notice of Decision, Minor Variance/Permission, File Number A0221/07TEY, for 19 Parkview Hills Crescent, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

#### **11.134 315-325 Dalesford Road, Amendment to Recommendations in Final Report dated May 14, 2007**

*Moved by Councillor Milczyn, seconded by Councillor Hall*

<b>M101</b>	NO AMENDMENT			Ward: 5
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**July 17, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Waive Notice:*

Councillor Milczyn moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M101, which carried, two-thirds of Members present having voted in the affirmative.

*Advice by Speaker:*

Speaker Bussin advised the Council that consideration of Motion M101 requires a re-opening of Etobicoke York Community Council Item 6.36 (City Council - June 19, 20 and 22, 2007), as it relates to Recommendation 3. A two-thirds vote of the Council Members present is required to re-open this Item.

*Vote to Re-Open Etobicoke York Community Council Item 6.36 (City Council - June 19, 20 and 22, 2007) as it relates to Recommendation 3:*

The vote to re-open Etobicoke York Community Council Item 6.36 (City Council - June 19, 20 and 22, 2007), as it relates to Recommendation 3, carried, two-thirds of Members present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M101, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Vote:*

Motion M101 was adopted, without amendment.

### **City Council Decision**

City Council re-opened Etobicoke York Community Council Item 6.36 (City Council - June 19, 20 and 22, 2007), as it relates to Recommendation 3, and adopted the following motion:

1. City Council delete the following Recommendation 3 contained in the report dated May 14, 2007, from the Director of Community Planning, Etobicoke York District:
  - “3. Before introducing the necessary Bills to City Council for enactment, the applicant be required to:
    - i. enter into a Site Plan Agreement under Section 41 of the Planning Act;
    - ii. submit a revised Functional Servicing Report for review and acceptance;
    - iii. post adequate financial securities for any upgrades required to the municipal services as identified in the accepted Functional Servicing Report; and

- iv. apply to the Committee of Adjustment and obtain approval for the severance of the future public road and enter into a consent agreement with the City of Toronto to the satisfaction of the Executive Director of Technical Services and the Chief Planner and Executive Director, City Planning in consultation with the City Solicitor.”

### Link to Background Information

Council considered the following:

- [Motion M101](#) with attached Recommendation 3 to be deleted from Etobicoke York Community Council Item 6.36

### 11.135 1278 The Queensway – Site Plan Control Application

*Moved by Councillor Milczyn, seconded by Councillor Hall*

<b>M102</b>	NO AMENDMENT			Ward: 5
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### July 17, 2007

Speaker Bussin in the Chair.

*Procedural Motion to Waive Notice:*

Councillor Milczyn moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M102, the vote on which was taken as follows:

Yes - 36	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 6	
Councillors:	Carroll, Davis, Feldman, Lindsay Luby, Mammoliti, Pantalone

Carried, two-thirds of Members present having voted in the affirmative.



*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M102 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M102 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M102, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M102 at this meeting:*

The vote to consider Motion M102 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M102 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council direct the Chief Planner and Executive Director, City Planning, to approve the access driveway off the Queensway.
2. City Council agree to delegate the approval of this Site Plan Control application back to the Director of Community Planning, Etobicoke York District.

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**Link to Background Information**

Council considered the following:

- [Motion M102](#)

11.136 **New York Pork and Food Exchange Limited - 2306 St. Clair Avenue West**  
*Moved by Councillor Nunziata, seconded by Councillor Palacio*

M103	NO AMENDMENT			Ward: 11
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**July 17, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M103 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M103.

*Procedural Vote:*

The vote to introduce Motion M103 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M103, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Vote:*

Motion M103 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council direct the City Solicitor to undertake a review into what options are available to the City of Toronto to ensure that these legal matters are resolved as soon as possible.

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**Link to Background Information**

Council considered the following:

- [Motion M103](#)

**11.137 Liquor Licence Application - 30 Beverly Hills Drive, Units 1-7, 30 Fusion Lounge**

*Moved by Councillor Mammoliti, seconded by Councillor Thompson*

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M104	NO AMENDMENT			Ward: 7
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**July 17, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M104 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M104.

*Procedural Vote:*

The vote to introduce Motion M104 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M104, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Vote:*

Motion M104 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council support the application for a liquor licence for 30 Fusion Lounge, 30 Beverly Hills Drive (“Premises”) provided that the conditions, as set out in Schedule A attached hereto, and as modified, if necessary, to the satisfaction of the City Solicitor, are attached to the liquor licence.
2. Subject to the approval by the Registrar or Board, as the case may be, of the Alcohol and Gaming Commission, the conditions as set out in Schedule A be attached to any liquor licence issued to the Premises and the applicant, 2104509 Ontario Inc., shall agree that, prior to the issuance of a liquor licence, it shall file with the Registrar written consent to the said conditions being attached to any liquor licence for the Premises.
3. The City Solicitor be authorized to make such stylistic and technical changes to the

said conditions as may be required and, further, be directed to take all necessary actions so as to give effect to this Motion.

### **Link to Background Information**

Council considered the following:

- [Motion M104](#) with attached Schedule A, entitled “Conditions to be attached to Liquor Licence for 30 Fusion Lounge, 30 Beverley Hills Drive, Units 1-7”

**11.138 To Establish a Mechanism for the Reimbursement of Legitimate Expenses Incurred by Candidates in Connection With Requests For a Compliance Audit Into Election Related Campaign Finances**  
*Moved by Councillor Moscoe, seconded by Deputy Mayor Pantalone*

M105	AMENDED			
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#### **July 17, 2007**

Speaker Bussin in the Chair.

#### *Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M105 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M105.

#### *Procedural Vote:*

The vote to introduce Motion M105 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

#### *Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M105, a Fiscal Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 5)

#### **July 18, 2007**

Speaker Bussin in the Chair.

#### *Motion:*

1. Councillor Minnan-Wong moved that Recommendation 1 be amended by deleting the words “Members of Council”, and replacing them with the words “all candidates”.

*Votes:*

Motion 1 by Councillor Minnan-Wong carried.

Motion M105, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. Toronto City Council agree, in principle, to establish a mechanism that will reimburse all candidates for legitimate expenses associated with an application for an audit of the candidate’s election campaign finances.
2. The City Clerk, in consultation with the Auditor General and the City Solicitor, be requested to report to the Executive Committee on September 4, 2007, on a mechanism that will permit candidates access to funds to cover election-related legal and accounting costs incurred after the close of their campaign account.
3. In so doing, staff explore the feasibility of:
  - a. permitting the re-opening of campaign accounts to cover these costs;
  - b. permitting candidates to “hold back” election funds for a period following the campaign as a contingency to cover these expenses;
  - c. amending our by-law to permit the raising of funds to cover these expenses after the close of the campaign period;
  - d. establishing a pool of funds that can be made available for election-related accounting and legal fees; and
  - e. financing this fund through surpluses returned to the City by candidates or from election budget under-expenditures in the Clerk’s budget resulting from the fact that several candidates chose not to provide tax credits to contributors.
4. Staff recommend the terms of reference for access to this funding, on the clear understanding that it will be retroactive to cover costs incurred during the 2006 Election campaign.

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### **Link to Background Information**

Council considered the following:

- [Motion M105](#)
- Financial Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer

**Declared Interests (City Council)**

Mayor Miller - in that he has been the subject of a compliance audit.

Councillor Heaps - in that he has been the subject of a compliance audit.

Councillor Mammoliti - in that he has been the subject of a compliance audit.

11.139 **Caribana Festival 2007: Waiving of Rental Fees for Lamport Stadium and Albert Campbell Square**

*Moved by Councillor Mihevc, seconded by Councillor Vaughan*

M106	NO AMENDMENT			
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**July 17, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M106 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M106.

*Procedural Vote:*

The vote to introduce Motion M106 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M106, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 6)

*Vote:*

Motion M106 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council, in recognition of the significance of the 40th Caribana Festival, waive rental fees of \$22,500.00 for the Caribana Festival at Lamport Stadium on August 2, 3 and 4, 2007, and the rental fee of \$2,500.00 for the use Albert Campbell Square on July 22, 2007.

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### Link to Background Information

Council considered the following:

- [Motion M106](#)
- Financial Impact Statement (July 17, 2007) from the Deputy City Manager and Chief Financial Officer

### 11.140 **Vehicles Driving Illegally on the Martin Goodman Trail and Parking in Parks** *Moved by Councillor Saundercook, seconded by Councillor Stintz*

<b>M107</b>	NO AMENDMENT			Wards: All
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#### **July 17, 2007**

Speaker Bussin in the Chair.

#### *Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M107 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M107.

#### *Procedural Vote:*

The vote to introduce Motion M107 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

#### *Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M107, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

#### *Vote:*

Motion M107 was adopted, without amendment.

### City Council Decision

City Council adopted the following motion:

1. City Council direct appropriate staff to enforce, without exception, the exclusion of private vehicles from Toronto's pedestrian trails and parks.

### Link to Background Information

Council considered the following:

- [Motion M107](#)

- 11.141 **Yonge Dundas Redevelopment Project – consent to Transfer by Penex Dundas Square Limited Partnership – 259 Victoria Street**  
*Moved by Councillor Rae, seconded by Deputy Mayor Pantalone*

<b>M108</b>	NO AMENDMENT			Ward: 27
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### July 17, 2007

Speaker Bussin in the Chair.

#### *Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M108 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M108.

#### *Procedural Vote:*

The vote to introduce Motion M108 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

#### *Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M108, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

#### *Vote:*



Motion M108 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council grant its consent to the sale of the Torch Project at 259 Victoria Street by Penex Dundas Square Limited Partnership to Ashkenazy Acquisition Corporation through AAC Management Corp., provided that City staff receive financial and related information satisfactory to the Chief Corporate Officer and the City Solicitor regarding AAC Management Corp. or the corporate entity Ashkenazy Acquisition Corporation or AAC Management Corp. might designate to hold title to the Torch Project.
2. City staff be authorized and directed to take the necessary steps to give effect thereto.

**Link to Background Information**

Council considered the following:

- [Motion M108](#)

**11.142 To Effect Interim Control for Certain Lands Within the Birchcliff Quarry Lands Study Area**

*Moved by Councillor Ashton, seconded by Councillor Bussin*

M109	NO AMENDMENT			Ward: 36
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**July 17, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Introduce Motion on Interim Control By-law:*

Councillor Ashton moved that, in accordance with the provisions of Chapter 27, Council Procedures, leave be granted to introduce Motion M109, which carried.

*Vote:*

Motion M109 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council enact Interim Control By-laws on the subject lands pursuant to Section 38 of the Planning Act, substantially in accordance with the draft by-laws attached as Attachment Nos. 1 and 2, for a period of one year.

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### Link to Background Information

Council considered the following:

- [Motion M109](#) with attached report (July 13, 2007) from the Chief Planner and Executive Director, City Planning

### 11.143 Ontario Municipal Board Hearing Representation – 29 Lawnmere Crescent *Moved by Councillor Lee, seconded by Councillor Heaps*

<b>M110</b>	NO AMENDMENT			Ward: 41
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#### July 17, 2007

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M110 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M110.

*Procedural Vote:*

The vote to introduce Motion M110 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Vote:*

Motion M110 was adopted, without amendment.

### City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor and City Planning staff to make the necessary arrangements to defend decision of the Committee at the OMB hearing on September 7, 2007.
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### Link to Background Information

Council considered the following:

- [Motion M110](#)
- (May 2, 2007) Notice of Decision, Minor Variance/Permission, File Number A124/07SC, for 29 Lawnmere Crescent, from the Manager and Acting Deputy Secretary Treasurer, Scarborough Panel
- Site Plan, Applicant's Submitted Drawing, 29 Lawnmere Crescent
- Excerpt from the Minutes of the Scarborough Committee of Adjustment meeting on May 2, 2007

#### 11.144 Exhibition in Festival Centre and Tower Development

*Moved by Councillor Vaughan, seconded by Councillor Mihevc*

M111	NO AMENDMENT			Ward: 20
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#### July 17, 2007

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M111 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M111.

*Procedural Vote:*

The vote to introduce Motion M111 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Vote:*

Motion M111 was adopted, without amendment.

#### City Council Decision

City Council adopted the following motions:

1. The City Solicitor be authorized and instructed to include the following requirements into such agreements as may be appropriate and the satisfactory registration of such agreements, which would include an amended Section 37 Agreement and an amended Three-Party Agreement and/or the site plan

agreement, and/or such other agreement as the City Solicitor shall determine, to provide for and secure the following:

- a. the King and John Festival Corporation and the Toronto International Film Festival, at their expense, shall provide and maintain a permanent, publicly accessible exhibition facility to be located on the site, to tell the story of the history of the property at 326 – 358 King Street West, now the location of the Festival Centre and Tower;
  - b. the King and John Festival Corporation, together with the Toronto International Film Festival, prepare an interpretive/cultural program plan to the satisfaction of the City’s Manager of Heritage Preservation Services, prior to the issuance of any above-grade permits for the development project;
  - c. the King and John Festival Corporation to provide to the City a Letter of Credit to secure the preparation of the program and the implementation of the exhibition plan and facility to the satisfaction of the City’s Manager of Heritage Preservation Services, in consultation with the City Treasurer, prior to the registration of the Site Plan Agreement for the development of the site;
  - d. the exhibition facility is to be completed and installed prior to the first occupancy of the building by the Toronto International Film Festival; and
  - e. the agreement shall be entered into and registered against the site securing these matters prior to the registration of the Site Plan Agreement for the development of the site and prior to any other amending or other agreements with the City being entered into by the City respecting the site, to the satisfaction of the City Solicitor.
2. The appropriate City officials be authorized and directed to take necessary action to give effect thereto.

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### **Link to Background Information**

Council considered the following:

- [Motion M111](#)

11.145 **Request for Endorsement of Royal Canadian Legion District “D” Care Centres Annual Open House for Liquor Licensing Purposes**  
*Moved by Councillor Moeser, seconded by Councillor Hall*

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M112	NO AMENDMENT			Ward: 44
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**July 17, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M112 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M112.

*Procedural Vote:*

The vote to introduce Motion M112 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Vote:*

Motion M112 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council, for liquor licence purposes, declare the Royal Canadian Legion District "D" Care Centres annual Open House, taking place on Sunday, August 19, 2007, from 2:00 p.m. to 4:00 p.m., at the Tony Stacey Centre for Veterans Care (59 Lawson Road), to be an event of community and/or municipal significance and advise the Alcohol and Gaming Commission of Ontario that it has no objection to it taking place.

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**Link to Background Information**

Council considered the following:

- [Motion M112](#)
- (July 16, 2007) from Ave M. Burgess, Assistant Executive Director, Tony Stacey Centre for Veterans Care

11.146 **10 Audley Avenue - OMB Appeal – Authority to Attend**  
*Moved by Councillor Fletcher, seconded by Councillor Bussin*

<b>M113</b>	NO AMENDMENT			Ward: 30
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**July 18, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M113 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M113.

*Procedural Vote:*

The vote to introduce Motion M113 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Vote:*

Motion M113 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The City Solicitor be authorized to attend at the scheduled Ontario Municipal Board hearing in support of the Committee of Adjustment's refusal of the variance application for 10 Audley Avenue.
2. The City Solicitor be authorized to retain a land use Planning consultant, as needed, to oppose the appeal.

**Link to Background Information**

Council considered the following:

- [Motion M113](#)
- (May 29, 2007) Schedule A, Notice of Decision, Minor Variance/Permission, File Number A0971/06TEY, for 10 Audley Avenue, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

**11.147 226 Major Street - Ontario Municipal Board Hearing**

*Moved by Councillor Vaughan, seconded by Councillor Perks*

<b>M114</b>	NO AMENDMENT			Ward:
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**July 18, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M114 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M114.

*Procedural Vote:*

The vote to introduce Motion M114 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Vote:*

Motion M114 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. The City Solicitor and Planning staff be instructed to attend the Ontario Municipal Board hearing in support of the refusal of the variances relating to Committee of Adjustment application A0632/06TEY.

**Link to Background Information**

Council considered the following:

- [Motion M114](#)

11.148 **560 Warden Avenue - Ontario Municipal Board Hearing Representation**  
*Moved by Councillor Lee, seconded by Councillor Perks*

<b>M115</b>	NO AMENDMENT			Ward: 35
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**July 18, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M115 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M115.

*Procedural Vote:*

The vote to introduce Motion M115 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Vote:*

Motion M115 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The application to amend the Official Plan and Zoning By-law refused at Committee of Adjustment be upheld.
2. Toronto City Council direct the City Solicitor and outside Planning staff to attend the Ontario Municipal Board Hearing (OMB Case Number PL070432), to oppose the applicant's appeal.

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**Link to Background Information**

Council considered the following:

- [Motion M115](#)
- (May 2, 2007) Notice of Decision, Minor Variance/Permission, File Number A054/06SC, for 560 Warden Avenue, from the Manager and Deputy Secretary Treasurer, Scarborough Panel
- (July 13, 2007) Appointment for Hearing at the Ontario Municipal Board on September 4, 2007, for 560 Warden Avenue, from the Secretary, Ontario Municipal Board
- Excerpt from the Minutes of the Scarborough Committee of Adjustment meeting on May 2, 2007
- Report (May 1, 2007) from the Director, Community Planning, Scarborough District, to the Chairman and Members of the Committee of Adjustment, Scarborough Panel, regarding 560 Warden Avenue
- Location Map for 560 Warden Avenue
- Site Plan for 560 Warden Avenue



11.149 **Transfer of Liquor Licence – 1168 Queen Street East, Teddy’s Sports Bar & Grill**

*Moved by Councillor Fletcher, seconded by Councillor Bussin*

<b>M116</b>	NO AMENDMENT			Ward: 30
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**July 18, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that, as Motion M116 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M116.

*Procedural Vote:*

The vote to introduce Motion M116 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Vote:*

Motion M116 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council request the Alcohol and Gaming Commission of Ontario (“AGCO”) to refuse the transfer of the liquor licence from Teddy’s Sports Bar & Grill.
2. City Council request the ACGO to provide the City with an opportunity to participate in any proceeding with respect to the Premises.
3. City Council authorize the City Solicitor to attend all proceedings before the AGCO in this matter and take all necessary steps to give effect to this Motion.

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**Link to Background Information**

Council considered the following:

- [Motion M116](#)

**11.150 CLOSED MEETING SESSION OF THE COMMITTEE OF THE WHOLE****July 17, 2007 - Closed Session 1**

Speaker Bussin in the Chair.

*Procedural Motion:*

Councillor Moscoe, at 8:03 p.m., moved that Council recess its public session to meet as Committee of the Whole in Closed Session to consider the following confidential matters on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006:

- GM6.15 Reason for Confidential Information: *Proposed or pending acquisition or sale of land for municipal or local board purposes, as it relates to Potential Acquisition of 40 Titan Road*
- GM6.20 Reason for Confidential Information: *Litigation or potential litigation that affects the City or one of its agencies, boards and commissions, as it relates to Damage to Western Gap Breakwall*
- PW7.11 Reason for Confidential Information: *Proposed or pending acquisition or sale of land for municipal or local board purposes, as it relates to Land Acquisition for Source Water Protection Reserve - Updated Property Acquisition List*
- CC11.4 Reason for Confidential Information: *Solicitor-client privilege, as it relates to (July 9, 2007) from the City Solicitor, headed "Court Applications by Toronto Port Authority and Porter Airlines Inc."*
- CC11.6 Reason for Confidential Information: *Litigation or potential litigation that affects the City or one of its agencies, boards and commissions, and solicitor-client privilege, as it relates to (July 9, 2007) from the City Solicitor, headed "Request for directions regarding the July 19, 2007, OMB prehearing re 444 Yonge Street (College Park Block)"*
- CC11.7 Reason for Confidential Information: *Litigation or potential litigation that affects the City, as it relates to (July 5, 2007) from the City Solicitor and the General Manager, Solid Waste Management Services, headed "Settlements Related to Collection Contracts"*

- CC11.1 Reason for Confidential Information: *Personal matters about an identifiable person, as it relates to* (July 4, 2007) from Mayor Miller, headed “Personnel Matter Related to the Integrity Commissioner”

*Vote:*

The motion by Councillor Moscoe carried.

Council recessed its public session at 8:05 p.m. to meet as Committee of the Whole in the Council Chamber to consider the above matters, in accordance with the provisions of the City of Toronto Act, 2006.

Committee of the Whole rose, reconvened as Council at 9:08 p.m., and met in public session in the Council Chamber.

Speaker Bussin took the Chair and called the Members to order.

In accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, Speaker Bussin reported that Committee of the Whole had concluded its consideration of the following confidential matter:

- CC11.6 (July 9, 2007) from the City Solicitor, headed “Request for directions regarding the July 19, 2007, OMB prehearing re 444 Yonge Street (College Park Block)”

Council subsequently dealt with the following Items in public session only, with no discussion taking place during Closed Session:

- PW7.11 Reason for Confidential Information: *Proposed or pending acquisition or sale of land for municipal or local board purposes, as it relates to* Land Acquisition for Source Water Protection Reserve - Updated Property Acquisition List
- CC11.1 (July 4, 2007) from Mayor Miller, headed “Personnel Matter Related to the Integrity Commissioner”
- CC11.7 (July 5, 2007) from the City Solicitor and the General Manager, Solid Waste Management Services, headed “Settlements Related to Collection Contracts”

**11.151 Request for Directions Regarding the July 19, 2007 OMB prehearing re 444 Yonge Street (College Park Block)**

<b>CC11.6</b>	AMENDED		Ward: 27
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This Item was submitted without recommendation.

**July 17, 2007 - Public Session**

Speaker Bussin in the Chair.

*Report of the Committee of the Whole:*

Speaker Bussin, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that Committee of the Whole had recommended confidential instructions to staff.

*Motion moved in Public Session:*

1. Councillor Rae moved that Council adopt the following staff recommendations contained in the report (July 12, 2007) from the City Solicitor:
  1. Council adopt the confidential instructions to staff in Attachment 1.
  2. Council authorize the public release of Recommendations 1 and 3 of the Confidential Attachment, if adopted by Council, with Recommendation 2 to remain confidential.

*Vote:*

Adoption of the Item, as amended by motion 1 by Councillor Rae, and the confidential instructions to staff recommended by the Committee of the Whole:

Yes - 30	Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Ford, Hall, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Thompson, Vaughan
No - 2	Councillors: Jenkins, Walker

Carried by a majority of 28.

**City Council Decision**

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1, as amended.
2. Council authorize the public release of Recommendations 1 and 3 of the Confidential Attachment, if adopted by Council, with Recommendation 2 to remain confidential.

The following Recommendations 1 and 3 and Appendix 2 contained in Confidential Attachment 1 to the report (July 12, 2007) from the City Solicitor (CC11.6a) are now public. Council’s instructions to staff, as amended, and the balance of Attachment 1 remain confidential, in accordance with the provisions of the City of Toronto Act, 2006, as they contain information related to litigation or potential litigation that affects the City or one of its agencies, board and commissions, and that is subject to solicitor client privilege:

1. The City Solicitor be authorized to advise the OMB that the City supports the resolution of those issues as set out in Appendix “2”.
3. The Director, Community Planning, Toronto and East York District, be authorized to determine appropriate Section 37 contributions, in consultation with the Ward Councillor.

Appendix “2”

ISSUE	GENERAL AGREEMENT/COMMENT
<b>TRANSPORTATION&amp;CIRCULATION</b>	
<p><i>Gerrard Street</i> (ROW/Streetscape)</p>	<p>Gerrard to be widened 2.38m, city wants widening/applicant easement (to be clarified at SPA)                      Gerrard road redesign per BA Group                      Min. clear sidewalk width 4m                      Weather protection (3m)-building cantilever &amp; canopy(not arcade)                      Streetscape unlikely to include street trees                      Review/implement DYBIA Streetscape Plans</p>
<p><i>Yonge Street</i> (ROW/Streetscape)</p>	<p>Proposed sidewalk width appropriate                      Right turn lane at Gerrard remains needed                      Widen sidewalk near Gerrard per BA Group                      No median extension                      Facilitate pedestrian crossing at Hayter/McGill, where feasible                      Weather protection(3m)-canopy/not arcade                      Review/implement DYBIA Streetscape Plans</p>

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<b>Traffic</b>	No significant traffic impacts on Yonge No significant traffic impacts on Gerrard		
<b>Loading</b>	Provided from main ramp, centralized College Park facility - realign and narrow ramp on Gerrard, where feasible New connections below grade/extend facilities		
<b>Parking</b>	<table border="0"> <tr> <td data-bbox="618 579 751 674">Resident Visitors Commercial</td> <td data-bbox="833 579 1382 810">Provided in private u/g garage, exceeds zoning Provided in College Park commercial garage Provided in College Park commercial garage Provide pedestrian link from existing College Park garage to proposed P1 concourse Provide upgrades/security to south P1-P3 area of College Park south garage.</td> </tr> </table>	Resident Visitors Commercial	Provided in private u/g garage, exceeds zoning Provided in College Park commercial garage Provided in College Park commercial garage Provide pedestrian link from existing College Park garage to proposed P1 concourse Provide upgrades/security to south P1-P3 area of College Park south garage.
Resident Visitors Commercial	Provided in private u/g garage, exceeds zoning Provided in College Park commercial garage Provided in College Park commercial garage Provide pedestrian link from existing College Park garage to proposed P1 concourse Provide upgrades/security to south P1-P3 area of College Park south garage.		
<b>Vehicle Access/Motorcourt</b>	Not feasible to access from main loading ramp Not feasible to access from existing College Park garage Not feasible to access from Yonge/Hayter Refined motorcourt design-tightened, improved landscaping, pedestrian amenity, lighting Gerrard Driveway narrowed to 8.5 metres		
<b>TTC/Transit</b>	Major development opportunity with direct subway access Proposed connection to College Park subway via concourse 2nd connection to TTC subway not feasible (too far north)		
<b>PATH Connection</b>	City studying long-term options Dundas-Gerrard Feasibility of potential "knock-out" panel to site and College Park concourse (P1), subject to retail use and viability (inc. possible mezzanine), and subject to connection under Hayter walkway being approved by the City.		
<b>Bike Parking</b>	Proposal meets minimum zoning requirements Proposed increase in visitor (ground/weather protected) and resident bike parking (P1 and lockers) appropriate in variety of design opportunities (approximately 450 resident spaces).		
<b>Municipal Servicing &amp; Utilities</b>	Existing services and utilities can accommodate		

	development/standard design review
<b>PARK &amp; WALKWAYS</b>	
<i>College Park (Barbara Ann Scott)</i>	<p>Private and public ownership issues are complex                  Civic, community and private interest in improving park                  More landscaping/greenery vs. hardscape                  More active space/improved programming/day/night                  Safety audit (DYBIA) revealed issues and constraints                  Long-term maintenance/ownership needs resolving                  College Park "Transformation Project" Desirable  <b>Great opportunity to create a landmark park.</b>                  Catalyst, but separate process for Park transformation                  with key stakeholders/owners to prepare park plan, design, long-term operating/maintenance and funding. Downtown Yonge B.I.A. requests a concurrent process for park revitalization and is prepared to participate.</p>
<i>Gerrard Walkway</i>	<p>Needs upgrading as entry to College Park,                  Applicant proposed 3m wider walkway at WG                  June 21st-City accepts                  Privately owned with public walkway agreement                  Improved pedestrian lighting, furniture, landscaping,                  (hard and soft), signage, activity and safety, final walkway design with SPA                  Existing Liberties (blank) podium wall problematic                  Needs activity and security - day and night</p>
<i>Hayter Street</i>	<p>Needs upgrading as "major" public park entry                  Below grade connections - TTC/PATH, loading, retail                  desirable, subject to City servicing/real estate agreements                  Needs animation and activity - day and night                  Continuous weather protected canopies                  Possible "public art" opportunity                  Major commercial entry at Yonge Street                  Pedestrian entry to residential lobby (near Yonge)                  Currently provides Park vehicle servicing access</p>

	Downtown Yonge B.I.A. requests doors & windows (as shown on the plans) for the purposes of animating Hayter Street.
<b>LAND USE &amp; URBAN DESIGN</b>	
<i>Land Use &amp; Density</i>	Appropriate location for major residential and commercial development in downtown Toronto Two surface parking lots, significantly underutilized development site on Yonge Street/subway
<i>The Podium</i>	Scale/proportion/height along Yonge/Hayter appropriate Continuous weather protected canopies required Contemporary stone/glass materials appropriate Need signage control (with retailers)  Secondary entries needed at Gerrard, along Yonge and Hayter re: retail activity and amenity Pedestrian (resident) entry on/near Yonge important Bright, secure "sky lobby" on park desirable Overall height and setbacks meet (or less than) zoning Proposed landscape screen roof to ensure privacy and light pollution for Liberties
<i>The Tower</i>	A very tall building is appropriate and compatible Single tower preferable over two towers Yonge Street provides opportunity for "landmark" building Tower setback respecting the intent of the 19.6m from Yonge Street Tower setback a minimum of 4.5m on Hayter walkway. Tower location balances "Park" and "Yonge" Tower location maximizes separation from Liberties Setback for 7.5m from Yonge Street on northeast corner and 13.5m on the southeast corner. Residential floorplate larger than "tall building" guidelines
<i>Heritage</i>	No significant heritage issues Details to resolve re: interior connection/SPA with HPS (separate approval)



<b><i>Sun/Shade</i></b>	Tower location optimizes sunlight on College Park Impact on Yonge Street limited/comparable to zoning Impact on McGill-Granby more than zoning, but limited to 30-60minutes per day (Spring/Fall), less Summer Limited impact on Liberties, other College Park Provide more detailed impact of podium on Liberties sunlight
<b><i>Wind</i></b>	Original pedestrian wind "uncomfortable" impacts at Yonge/Hayter, to be improved by proposed tower setback on podium (min 19.6m Yonge Street and 5m Hayter) Detailed wind needs retesting with final SPA design (and final setbacks from Yonge/Hayter)

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### **Link to Background Information**

Council considered the following:

- Report (July 9, 2007) from the City Solicitor. ([CC11.6](#))
- Report (July 12, 2007) from the City Solicitor. ([CC11.6a](#))

### **July 19, 2007 - Closed Session 2**

Speaker Bussin in the Chair.

#### *Procedural Motion:*

Councillor Moscoe, at 12:05 a.m., moved that Council recess its public session to meet as Committee of the Whole in Closed Session to consider the following confidential matters on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006:

GM6.15 Reason for Confidential Information: *Proposed or pending acquisition or sale of land for municipal or local board purposes, as it relates to Potential Acquisition of 40 Titan Road*

GM6.20 Reason for Confidential Information: *Litigation or potential litigation that affects the City or one of its agencies, boards and commissions, as it relates to*

Damage to Western Gap Breakwall

- CC11.4 Reason for Confidential Information: *Solicitor-client privilege, as it relates to*  
(July 9, 2007) from the City Solicitor, headed “Court Applications by Toronto Port Authority and Porter Airlines Inc.”

*Vote:*

The motion by Councillor Moscoe carried.

Council recessed its public session at 12:06 a.m. to meet as Committee of the Whole in the Council Chamber to consider the above matters, in accordance with the provisions of the City of Toronto Act, 2006.

Committee of the Whole rose, reconvened as Council at 1:45 a.m., and met in public session in the Council Chamber.

Speaker Bussin took the Chair and called the Members to order.

In accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, Speaker Bussin reported that Committee of the Whole had concluded its consideration of the following confidential matters:

- GM6.15 Potential Acquisition of 40 Titan Road
- GM6.20 Damage to Western Gap Breakwall
- CC11.4 (July 9, 2007) from the City Solicitor, headed “Court Applications by Toronto Port Authority and Porter Airlines Inc.”

**11.152 Potential Acquisition of 40 Titan Road**

<b>GM6.15</b>	REFERRED			Ward: 5
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This Item was submitted without recommendation.

**July 16, 2007 - Public Session**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Lindsay Luby moved that Council adopt the following staff recommendations contained in the report (July 11, 2007) from the Chief Corporate Officer:
  1. City Council adopt the confidential recommendations in Attachment 1.
  2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, upon the completion of the acquisition of the property by the City.
  3. The Offer to Sell from the Owner of the property municipally known as 40 Titan Road be accepted substantially on the terms outlined in Attachment 1 to this report.
  4. Each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
  5. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
  6. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**July 19, 2007 - Public Session**

Speaker Bussin in the Chair.

*Report of the Committee of the Whole:*

Speaker Bussin, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that the following motions had been moved in Committee of the Whole for consideration by Council with the Item:

2. Councillor Ford moved that the Item be received, for information.
3. Councillor Moscoe moved that the Item be amended by adding the following:

The City Clerk be requested to report to the Government Management Committee on how the surplus space at this location will be used.
4. Councillor Moeser moved that the Item be referred to the Chief Corporate Officer and that all Councillors be requested to suggest potential sites.

5. Councillor Stintz moved that motion 4 by Councillor Moeser be amended by adding the words “and if the Chief Corporate Officer can find a suitable site costing less than 40 Titan Road, he be delegated the authority to purchase the site”.

*Votes on Referral:*

Adoption of motion 5 by Councillor Stintz:

Yes - 17	
Councillors:	Ainslie, De Baeremaeker, Filion, Hall, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Parker, Saundercook, Stintz, Thompson
No - 12	
Councillors:	Bussin, Carroll, Cho, Di Giorgio, Ford, Giambrone, Jenkins, Pantalone, Perks, Perruzza, Rae, Vaughan

Carried by a majority of 5.

Adoption of motion 4 by Councillor Moeser, as amended:

Yes - 16	
Councillors:	Ainslie, Filion, Ford, Grimes, Hall, Kelly, Lee, Lindsay Luby, Minnan-Wong, Moeser, Nunziata, Palacio, Parker, Saundercook, Stintz, Thompson
No - 14	
Councillors:	Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Giambrone, Jenkins, Milczyn, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Carried by a majority of 2.

Due to the above decision of Council, the following motions were not put to a vote:

- motion 1 by Councillor Lindsay Luby;
- motion 2 by Councillor Ford; and
- motion 3 by Councillor Moscoe.

**City Council Decision**

City Council referred this Item to the Chief Corporate Officer and directed that:

1. all Councillors be requested to suggest potential sites; and
2. if the Chief Corporate Officer can find a suitable site costing less than 40 Titan

Road, he be delegated the authority to purchase the site.

### Background Information

Report - Potential Acquisition of 40 Titan Road

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5374.pdf>)

Appendix A - 40 Titan Road

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5375.pdf>)

Council also considered the following:

- Report (July 11, 2007) from the Chief Corporate Officer. ([GM6.15a](#))

Confidential Attachment 1 to the report (July 11, 2007) from the Chief Corporate Officer, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the proposed or pending acquisition or sale of land for municipal or local board purposes.

### 11.153 Damage to Western Gap Breakwall

GM6.20	AMENDED			Ward: 20
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This Item was submitted without recommendation.

### July 19, 2007 - Public Session

Speaker Bussin in the Chair.

*Report of the Committee of the Whole:*

Speaker Bussin, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that Committee of the Whole had recommended confidential instructions to staff.

*Motion moved in Public Session:*

1. Councillor Vaughan moved that Council adopt the following staff recommendations contained in the report (July 10, 2007) from the City Solicitor:
  1. Council adopt the confidential instructions to staff contained in Attachment 1 of the report.
  2. The confidential information in Attachment 1 remain confidential.

*Vote:*

Adoption of the Item, as amended by motion 1 by Councillor Vaughan, and the confidential instructions to staff recommended by the Committee of the Whole:

Yes - 28 Councillors: Ainslie, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Ford, Giambrone, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan
No - 2 Councillors: Grimes, Milczyn

Carried by a majority of 26.

**City Council Decision**

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff contained in Attachment 1 of the report (July 10, 2007) from the City Solicitor (GM6.20a).
2. The confidential information in Attachment 1 remain confidential.

Council also issued further confidential instructions which are to remain confidential in their entirety, in accordance with the provisions of the City of Toronto Act, 2006, as they contain information related to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

**Background Information**

Report - Damage to Western Gap Breakwall

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-5388.pdf>

Council also considered the following:

- Report (July 10, 2007) from the City Solicitor. ([GM6.20a](#))

Confidential Attachment 1 to the report (July 10, 2007) from the City Solicitor, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation that affects the City or one of its agencies, boards and commissions.

11.154 **Court Applications by Toronto Port Authority and Porter Airlines Inc.**

CC11.4	AMENDED			Ward: 20
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**July 19, 2007 - Public Session**

Speaker Bussin in the Chair.

*Report of the Committee of the Whole:*

Speaker Bussin, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that Committee of the Whole had recommended confidential instructions to staff.

*Motion moved in Public Session:*

1. Councillor Moscoe moved that the Item be amended by adding the following:

The City Solicitor be instructed to defend the action.

*Votes:*

Confirmation of the confidential instructions to staff:

Yes - 18 Councillors: Ainslie, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Giambrone, Jenkins, Lee, Lindsay Luby, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 11 Councillors: Ford, Hall, Kelly, Milczyn, Minnan-Wong, Nunziata, Palacio, Parker, Saundercook, Stintz, Thompson

Carried by a majority of 7.

Adoption of motion 1 by Councillor Moscoe:

Yes - 18 Councillors: Ainslie, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Giambrone, Jenkins, Lee, Milczyn, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 10 Councillors: Ford, Kelly, Lindsay Luby, Minnan-Wong, Moeser, Nunziata, Parker, Saundercook, Stintz, Thompson

Carried by a majority of 8.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motion:

1. The City Solicitor be instructed to defend the action.

Council also issued confidential instructions to staff which are to remain confidential in their entirety, in accordance with the provisions of the City of Toronto Act, 2006, as they contain information related to litigation or potential litigation and that is subject to solicitor-client privilege.

Confidential Attachment 1 to the report (July 9, 2007) from the City Solicitor, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation and that is subject to solicitor-client privilege.

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### **Link to Background Information**

Council considered the following:

- Report (July 9, 2007) from the City Solicitor. ([CC11.4](#))

### **Declared Interest (City Council)**

Councillor Walker - in that his daughter is an employee of the Toronto Port Authority.

## **BILLS AND BY-LAWS**

**July 16, 2007 - 7:31 p.m.**

Speaker Bussin in the Chair.

- 11.155 Councillor Carroll moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws:

Bill No. 840

By-law No. 767-2007

To authorize the borrowing upon ten year sinking fund debentures in the principal amount of \$200,000,000.00 for purposes of the City of Toronto.



Bill No. 841                      By-law No. 768-2007                      To authorize the borrowing upon twenty year amortizing debentures in the principal amount of \$100,000,000.00 for purposes of the City of Toronto,

the vote on which was taken as follows:

Yes - 27 Councillors:	Augimeri, Bussin, Cho, Davis, Del Grande, Di Giorgio, Filion, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan, Walker
No - 3 Councillors:	Carroll, Fletcher, Shiner

Carried by a majority of 24.

**July 16, 2007 - 7:32 p.m.**  
Speaker Bussin in the Chair.

11.156 Councillor Holyday moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 878                      By-law No. 769-2007                      To confirm the proceedings of the Council at its meeting held on the 16th day of July, 2007,

the vote on which was taken as follows:

Yes - 23 Councillors:	Augimeri, Carroll, Cho, Del Grande, Di Giorgio, Filion, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Moscoe, Nunziata, Pantalone, Perruzza, Rae, Saundercook, Shiner, Thompson, Walker
No - 7 Councillors:	Bussin, Davis, Fletcher, Mammoliti, McConnell, Perks, Vaughan

Carried by a majority of 16.

**July 16, 2007 - 9:12 p.m.**

Speaker Bussin in the Chair.

11.157 Councillor Stintz moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 879	By-law No. 770-2007	To confirm the proceedings of the Council at its meeting held on the 16th day of July, 2007,
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the vote on which was taken as follows:

Yes - 34	Councillors: Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 1	Councillor: Ford

Carried by a majority of 33.

**July 17, 2007 - 3:01 p.m.**

Speaker Bussin in the Chair.

11.158 Councillor Ashton moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws:

Bill No. 857	By-law No.771-2007	To effect interim control for the lands shown on Schedule '1' to this By-law being lands northwest of Gerrard Street East and Clonmore Drive located in the former City of Scarborough.
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Bill No. 858	By-law No.772-2007	To effect interim control for the lands shown on Schedule '1' being lands at 2498 Gerrard Street East located in the former City of Scarborough,
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the vote on which was taken as follows:

Yes - 35 Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 1 Councillor:	Ford

Carried by a majority of 34.

**July 17, 2007 - 9:22 p.m.**

Speaker Bussin in the Chair.

11.159 Councillor Palacio moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 880

By-law No. 773-2007

To confirm the proceedings of the  
Council at its meeting held on the  
16th and 17th days of July, 2007,

the vote on which was taken as follows:

Yes - 29 Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Thompson, Vaughan, Walker
No - 1 Councillor:	Ford

Carried by a majority of 28.

**July 19, 2007 - 1:57 a.m.**

Speaker Bussin in the Chair.

11.160 Councillor Stintz moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws:

Bill No. 755	By-law No. 774-2007	To amend Section 15 of By-law No. 438-86 of the former City of Toronto respecting the Index of Exceptions.
Bill No. 756	By-law No. 775-2007	To provide for the temporary closure of part of Jarvis Street.
Bill No. 757	By-law No. 776-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto, with respect to lands municipally known as 851 and 853 Richmond Street West.
Bill No. 758	By-law No. 777-2007	To provide for the temporary closure of part of Adelaide Street East.
Bill No. 759 <i>amended</i>	By-law No. 778-2007	To provide for the temporary closure of part of Adelaide Street West.
Bill No. 760	By-law No. 779-2007	To amend the former City of North York Zoning By-law No. 7625, as amended, and to repeal the former City of North York Zoning By-law No. 30747 with respect to lands municipally known as 3694-3700 Bathurst Street.
Bill No. 761	By-law No. 780-2007	To amend City of Toronto Municipal Code Chapter 67, Fair Wage, to reflect the reorganization of the City's administrative structure.
Bill No. 762	By-law No. 781-2007	To amend City of Toronto Municipal Code Chapter 195, Purchasing, to reflect the reorganization of the City's administrative structure.

Bill No. 763	By-law No. 782-2007	To amend By-law No. 2958-94 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Garrow Avenue.
Bill No. 764	By-law No. 783-2007	To amend By-law No. 196-84 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Garrow Avenue.
Bill No. 765	By-law No. 784-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Steeles Avenue East.
Bill No. 766	By-law No. 785-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Vaughan Road at Oakwood Avenue.
Bill No. 767	By-law No. 786-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Cortleigh Boulevard and Rosewell Avenue.
Bill No. 768	By-law No. 787-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Fleet Street.
Bill No. 769	By-law No. 788-2007	To amend City of Toronto Zoning By-law No. 950-2005 (Warden Woods Community Zoning By-law), as amended by Zoning By-law No. 152-2006, by the lifting of the Holding Provisions (H) with respect to lands municipally known as 725 Warden Avenue.

Bill No. 770	By-law No. 789-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding St. Clair Avenue West.
Bill No. 771 <i>amended</i>	By-law No. 790-2007	To amend City of Toronto Municipal Code Chapter 608, Parks, to require permits for commercial dog walkers.
Bill No. 772	By-law No. 791-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Algoma Street, Melrose Street and Wesley Street.
Bill No. 773	By-law No. 792-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Ambleside Avenue.
Bill No. 774	By-law No. 793-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Shaver Avenue North.
Bill No. 775	By-law No. 794-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Carlingview Drive and International Boulevard.
Bill No. 776	By-law No. 795-2007	To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.
Bill No. 777	By-law No. 796-2007	To dedicate certain land for public highway purposes to form part of the public highway Andona

		Crescent.
Bill No. 778	By-law No. 797-2007	To dedicate certain land for public highway purposes to form part of the public highway Beachell Street.
Bill No. 779	By-law No. 798-2007	To dedicate certain land for public highway purposes to form part of the public highway Greenfield Avenue.
Bill No. 780	By-law No. 799-2007	To amend further By-law No. 196, entitled "To restrict the speed of motor vehicles", being a By-law of the former Borough of East York, regarding Stag Hill Drive.
Bill No. 781	By-law No. 800-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Dufferin Street.
Bill No. 782	By-law No. 801-2007	To exempt lands municipally known as 296 Palmerston from Part Lot Control.
Bill No. 785	By-law No. 802-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bremner Boulevard and Navy Wharf Court.
Bill No. 786	By-law No. 803-2007	To dedicate certain land on the west side of Birchmount Road, north of Bertrand Avenue, for public highway purposes to form part of the public highway Birchmount Road.
Bill No. 787	By-law No. 804-2007	To dedicate certain land for public lane purposes to form part of the public lane north of Danforth Avenue extending westerly from Dawes Road.

Bill No. 788	By-law No. 805-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to the lands municipally known as 736 and 738 Kingston Road.
Bill No. 789	By-law No. 806-2007	To amend further Metropolitan By-law No. 108-86 designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding Sheppard Avenue West.
Bill No. 790	By-law No. 807-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Classic Avenue and Huron Street.
Bill No. 791	By-law No. 808-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on Huron Street.
Bill No. 792	By-law No. 809-2007	To amend former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 500 Sheppard Avenue West (formerly 1 Canyon Avenue).
Bill No. 793	By-law No. 810-2007	To amend former City of Scarborough Employment Districts Zoning By-law No. 24982, (Rouge Employment District), as amended, with respect to lands municipally known as 1145 Morningside Avenue.
Bill No. 794	By-law No. 811-2007	To amend the Morningside Heights Zoning By-law, approved by the Ontario Municipal Board on June 17, 2002, as amended, with respect to the lands on the west side of Glacier Crescent.



Bill No. 795	By-law No. 812-2007	To amend former City of Scarborough Employment Districts Zoning By-law No. 24982, (Nelson Employment District), as amended, with respect to the lands municipally known as 785-By-law #801 Milner Avenue.
Bill No. 796	By-law No. 813-2007	To amend By-law No. 31878 of the former City of North York respecting the restriction of speed of motor vehicles, regarding Reiner Road.
Bill No. 797 <i>amended</i>	By-law No. 814-2007	To amend City of Toronto Municipal Code Chapter 213, Real Property, Sale of.
Bill No. 798	By-law No. 815-2007	To correct technical errors in Schedule II to the Municipal Code Chapter 903, Parking for Persons with Disabilities.
Bill No. 799	By-law No. 816-2007	To amend the former City of Scarborough Zoning By-law No. 12466, (the L'Amoreaux Community Zoning By-law), as amended, with respect to the lands located on the north side of Sheppard Avenue East and east of Victoria Park Avenue and municipally known as 10 Chichester Place.
Bill No. 800	By-law No. 817-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known as 70 Roehampton Avenue.
Bill No. 801	By-law No. 818-2007	To exempt certain lands municipally known as 350 Danforth Road from Part Lot Control.

Bill No. 802 <i>amended</i>	By-law No. 819-2007	To amend City of Toronto Municipal Code Chapter 441, Fees and Charges.
Bill No. 803	By-law No. 820-2007	To amend City of Toronto Municipal Code Chapter 257, Signing Authority, to confirm the City Clerk's delegation of signing authority for certain matters.
Bill No. 804	By-law No. 821-2007	To adopt Amendment No. 31 to the Official Plan for the City of Toronto with respect to lands municipally known as 335 Lonsdale Road.
Bill No. 805	By-law No. 822-2007	To amend the City of Toronto Municipal Code Ch. 903, Parking for Persons with Disabilities, respecting Symington Avenue.
Bill No. 806	By-law No. 823-2007	To amend the City of Toronto Municipal Code Ch. 903, Parking for Persons with Disabilities, respecting Dufferin Street.
Bill No. 807	By-law No. 824-2007	To amend the City of Toronto Municipal Code Ch. 903, Parking for Persons with Disabilities, respecting Ossington Avenue.
Bill No. 808	By-law No. 825-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Carlingview Drive and International Boulevard.
Bill No. 809	By-law No. 826-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on St. Clair Avenue West.
Bill No. 810	By-law No. 827-2007	To amend further Metropolitan By-law No. 32-92, respecting the

		regulation of traffic on former Metropolitan Roads, regarding St. Clair Avenue West.
Bill No. 811	By-law No. 828-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Adelaide Street East.
Bill No. 812	By-law No. 829-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on Adelaide Street East.
Bill No. 813	By-law No. 830-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Jarvis Street.
Bill No. 814	By-law No. 831-2007	To amend City of Toronto Chapter 910, Parking Machines, regarding parking machines on respecting Jarvis Street.
Bill No. 815	By-law No. 832-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Dufferin Street, Fleet Street, Springhurst Avenue and Tyndall Avenue.
Bill No. 816	By-law No. 833-2007	To amend City of Toronto Municipal Code Chapter 925, Permit Parking, respecting Dunn Avenue and Tyndall Avenue.
Bill No. 817 <i>amended</i>	By-law No. 834-2007	To amend City of Toronto Municipal Code Chapter 441, Fees and Charges, to include the charges for a commercial dog walker permit issued under Municipal Code Chapter 608, Parks.

Bill No. 818	By-law No. 835-2007	To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982 (Tapscott Employment District), as amended, by By-law No. 156-2007 with respect to the lands municipally known as 5975-6005 Steeles Avenue East (formerly 3290, 3310, and 3330 Markham Road).
Bill No. 819	By-law No. 836-2007	To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982 (Tapscott Employment District), as amended, by By-law No. 158-2007 with respect to the lands municipally known as 5789 to 5951 Steeles Avenue East.
Bill No. 820	By-law No. 837-2007	To exempt lands municipally known as 252, 270, 272 and 276 Bering Avenue from Part Lot Control.
Bill No. 821	By-law No. 838-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 288 King Street East and 501 Adelaide Street East.
Bill No. 822	By-law No. 839-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 194 Dowling Avenue also known as 1495 Queen Street West.
Bill No. 823	By-law No. 840-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by

		Toronto Community Housing Corporation.
Bill No. 824	By-law No. 841-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 60 Richmond Street East.
Bill No. 825	By-law No. 842-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by West Toronto Support Services for Senior Citizens and the Disabled Inc.
Bill No. 826	By-law No. 843-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 2335-2337 St. Clair Avenue West.
Bill No. 827	By-law No. 844-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by St. Clair West Affordable Housing (Ossington) Group Incorporated.
Bill No. 828	By-law No. 845-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 1120 Ossington Avenue.
Bill No. 829	By-law No. 846-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by St. Clare's Multifaith Housing Society.
Bill No. 830	By-law No. 847-2007	To authorize the entering into of an

		agreement for the provision of a municipal capital facility by 550 Birchmount Holdings Limited.
Bill No. 831	By-law No. 848-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by Parkdale Activity-Recreation Centre (Toronto).
Bill No. 832	By-law No. 849-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 88-90 Carlton Street.
Bill No. 833	By-law No. 850-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 200 Madison Avenue.
Bill No. 834	By-law No. 851-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by 873815 Ontario Limited.
Bill No. 835	By-law No. 852-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 201-203 Vaughan Road.
Bill No. 836	By-law No. 853-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by Woodgreen Community Housing Inc.
Bill No. 837	By-law No. 854-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital

		facility for affordable housing located on land municipally known as 270 Donlands Avenue.
Bill No. 838	By-law No. 855-2007	To amend Municipal Code Chapter 103, Heritage to change the composition of the Collections Conservation and Shared Resources Museum Management Board.
Bill No. 839	By-law No. 856-2007	To assume East Liberty Street, Lynn Williams Street, Pirandello Street (formerly Lower Shaw Street) and part of Western Battery Road from East Liberty Street to Pirandello Street, being the streets shown on Plan 66M-2394, and the municipal services located therein.
Bill No. 842	By-law No. 857-2007	To adopt Amendment No. 28 to the Official Plan for the City of Toronto with respect to lands municipally known as 962, 966 and 968 Eastern Avenue.
Bill No. 843	By-law No. 858-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known as 962, 966 and 968 Eastern Avenue.
Bill No. 844	By-law No. 859-2007	To amend the General Zoning By-law No. 438-86 for the former City of Toronto with respect to lands municipally known as 85 and 97 Eglinton Avenue East and 79 Dunfield Avenue.
Bill No. 845	By-law No. 860-2007	To exempt lands municipally known as 2276 to 2284 Gerrard Street East from Part Lot Control.
Bill No. 846 <i>amended</i>	By-law No. 861-2007	To authorize the alteration of St. Clair Avenue West, between Westmount Avenue and McRoberts

		Avenue, by construction of the preferred design concept identified through the St. Clair Avenue West Transit Improvement Class Environmental Assessment study process.
Bill No. 847	By-law No. 862-2007	To amend Chapters 320 and 324 of the former City of Etobicoke Zoning Code, as amended, with respect to certain lands located on the south side of Dalesford Road and on the north side of Mendota Road municipally known as 315-325 Dalesford Road.
Bill No. 848	By-law No. 863-2007	To adopt Amendment No. 30 to the Official Plan for the City of Toronto with respect to lands located south of Rexdale Boulevard, east of Highway 427 and municipally known as 555 Rexdale Boulevard.
Bill No. 849	By-law No. 864-2007	To amend Chapters 304, 320 and 324 of the Etobicoke Zoning Code, with respect to lands located south of Rexdale Boulevard, east of Highway 427 and municipally known as 555 Rexdale Boulevard.
Bill No. 850	By-law No. 865-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by Toronto Community Housing Corporation.
Bill No. 851	By-law No. 866-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility by Toronto Community Housing Corporation.
Bill No. 852	By-law No. 867-2007	To authorize the entering into of an agreement for the provision of a



		municipal capital facility by St. Clare's Multifaith Housing Society.
Bill No. 853	By-law No. 868-2007	To adopt Amendment No. 12 to the Official Plan for the City of Toronto with respect to lands municipally known as 65 and 67 Finch Avenue West.
Bill No. 854	By-law No. 869-2007	To amend former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 65 and 67 Finch Avenue West.
Bill No. 855	By-law No. 870-2007	To authorize the highway alteration of Front Street at Yonge Street by removal of the eastbound right turn channel.
Bill No. 856	By-law No. 871-2007	To authorize various highway alterations on Martin Grove Road, Woodbine Downs Boulevard, Galaxy Boulevard, Princess Margaret Boulevard, Stephen Drive, Jane Street, Kipling Avenue, Weston Road and Ingram Drive.
Bill No. 860	By-law No. 872-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, with respect to rates, and changes in maximum parking durations.
Bill No. 861	By-law No. 873-2007	To amend former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 84 Finch Avenue West.
Bill No. 862	By-law No. 874-2007	To amend By-law No. 31001 of the former City of North York, respecting the regulation of traffic on North York roads, regarding

		Sentinel Road and Shoreham Drive.
Bill No. 863	By-law No. 875-2007	To amend former City of Toronto Municipal Code Chapter 315, Street Vending, to restrict the types of foods which may be sold from a portable display unit.
Bill No. 864	By-law No. 876-2007	To amend By-law No. 18-97 of the former Borough of East York, “To establish removal zones and regulate vending on Borough roads”, to restrict the types of foods which may be sold from a portable vending unit.
Bill No. 865	By-law No. 877-2007	To amend Chapter 231, Streets and Sidewalks, of the Municipal Code of the former City of Etobicoke to restrict the types of foodstuffs which may be sold from a street food vending cart.
Bill No. 866	By-law No. 878-2007	To amend Municipal Code Chapter 545, Licensing, to restrict the types of foods which may be sold from non-motorized refreshment vehicles.
Bill No. 867	By-law No. 879-2007	To amend By-law No. 32-95 of the former Municipality of Metropolitan Toronto, “To establish removal zones and regulate vending on Metro roads”, to restrict the types of foods which may be sold from a vending display unit.
Bill No. 868	By-law No. 880-2007	To amend By-law No. 32100 of the former City of North York, respecting vending on sidewalks and untravelled portions of roads of the City of North York, to restrict the types of foods which may be sold from a portable display unit.

Bill No. 869	By-law No. 881-2007	To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.
Bill No. 870	By-law No. 882-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known as 1510 King Street West.
Bill No. 871	By-law No. 883-2007	To exempt a portion of lands municipally known as 115 Torbarrie Road (Block 151, Plan 66M-2436) from Part Lot Control.
Bill No. 872	By-law No. 884-2007	To exempt a portion of the lands municipally known as 115 Torbarrie Road (Lots 2 to 51, inclusive, Plan 66M-2436) from Part Lot Control.
Bill No. 873	By-law No. 885-2007	To adopt City of Toronto Municipal Code Ch. 667, Residential Rental Property Demolition and Conversion Control, under s. 111 of the City of Toronto Act, 2006, and to make related amendments to Article II, Demolition Control of Ch. 363, Building Construction and Demolition, Ch. 415, Development of Land, Ch. 441, Fees and Charges, and Ch. 442, Fees and Charges, Administration of.
Bill No. 874	By-law No. 886-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Mill Street.
Bill No. 875	By-law No. 887-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding

parking machines Mill Street.

Bill No. 876

By-law No. 888-2007

To amend City of Toronto  
Municipal Code Chapter 925,  
Permit Parking, respecting Mill  
Street,

the vote on which was taken as follows:

Yes - 26	
Councillors:	Ainslie, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Giambrone, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Vaughan
No - 3	
Councillors:	Ford, Nunziata, Thompson

Carried by a majority of 23.

**July 19, 2007 - 1:57 a.m.**

Speaker Bussin in the Chair.

11.161 Councillor Stintz moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 877

By-law No. 889-2007

To amend further By-law No. 15-92  
of the former Municipality of  
Metropolitan Toronto respecting  
pensions and other benefits,

the vote on which was taken as follows:

Yes - 26	
Councillors:	Ainslie, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fillion, Giambrone, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Vaughan
No - 3	
Councillors:	Ford, Nunziata, Thompson

Carried, two-thirds of Members present having voted in the affirmative.

**July 19, 2007 - 1:59 a.m.**

Speaker Bussin in the Chair.

11.162 Councillor Saundercook moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 881	By-law No. 890-2007	To confirm the proceedings of the Council at its meeting held on the 16th, 17th, 18th and 19th days of July, 2007,
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the vote on which was taken as follows:

Yes - 24 Councillors:	Ainslie, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Giambrone, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Stintz
No - 4 Councillors:	Ford, Nunziata, Parker, Thompson

Carried by a majority of 20.

The following Bills were withdrawn:

Bill No. 783 To amend By-law No. 31878, restricting the speed of motor vehicles on former North York Roads, regarding Pearldale Avenue.

Bill No. 784 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Pearldale Avenue.

Bill No. 859 To amend By-law No. 150-2007, "To adopt a new City of Toronto Municipal Code Chapter 140, Lobbying." to make technical amendments, to delegate authority to the Registrar with respect to exceptions.

**OFFICIAL RECOGNITIONS**

11.163 **Presentations/Introductions/Announcements:**

**July 16, 2007**

Speaker Bussin, during the morning session of the meeting, invited Deputy Mayor Pantalone to address Council with respect to the Federation of Canadian Municipalities' Sustainable Community Award. Deputy Mayor Pantalone advised that the City of Toronto had been recognized with this Award for its 'Making Green Roofs Happen' project. The project was co-ordinated by City Planning and Toronto Water and involved the collaborative efforts of many other City staff from Toronto Building, Technical Services, Toronto Public Health, Parks, Forestry and Recreation, and the Toronto Environment Office.

Councillor Thompson, during the morning session of the meeting, with the permission of Council, showed video highlights from the Taste of Lawrence event held on July 7, 2007. He thanked the volunteers and staff involved for their hard work and dedication in making the event such a huge success.

Councillor Vaughan, during the morning session of the meeting, with the permission of Council, advised that the Toronto City Hall Cricket Club had played two major games on the previous weekend and were successful in both. He presented the trophies to Mayor Miller and congratulated the City employees who were involved.

### **July 17, 2007**

Speaker Bussin, during the morning session of the meeting, invited Councillor Heaps, Co-Chair of the City Cycling Committee, to address Council with respect to the KIDS-CAN Bike: Road Safety Partnership Award. Councillor Heaps outlined the goals of the KIDS-CAN Bike program, which include driver education and training for riders, and advised Council that the City had received the 2006 Road Safety Achievement Award from the Ontario Ministry of Transportation. This award recognizes the City's commitment to working with other community and corporate partners on road safety initiatives. He thanked the participating agencies for their support and presented the award to Mayor Miller and Barb Wentworth, the City's Co-ordinator of Bicycle Safety Education.

Speaker Bussin, during the morning session of the meeting, welcomed the students from Mid Scarborough Community Centre, present at the meeting.

City Council, during the afternoon session of the meeting, varied the Order Paper to allow Mayor Miller to address City Council. Mayor Miller advised that given Council's decision on July 16, 2007, to defer consideration of any new taxation measures until after the provincial election, he had met with the Chair of the Budget Committee, the City Manager, the Deputy City Manager and Chief Financial Officer, Deputy City Manager Butts and Deputy City Manager Corke, and requested that the following action be taken:

- The City Manager was directed to implement immediate cost containment measures including service level reductions for the balance of 2007, the funding

from which will be directed to reducing the projected 2008 Operating Budget shortfall.

- The cost containment measures and service level reductions are to also take place within all of the City's agencies, board and commissions. They have been asked to act within their authority, which is why the direction has not been brought to Council.

### **July 18, 2007**

Mayor Miller, during the morning session of the meeting, advised Council that it was National Drowning Prevention Week, which aims to increase awareness of the need for drowning prevention. Together with Councillor Mammoliti, he recognized four members of the Toronto Parks, Forestry and Recreation Division's Summer Aquatic Team and their Recreationist, who were involved in a rescue of a child from a City pool. He invited Daniel Osti, Michael Martins, Anna Ahmada, Jessica McAdams and Nicole Jamieson to the podium and commended them for their vigilance, quick action and team work.

Councillor Perks, during the morning session of the meeting, with the permission of Council, rose on a point of privilege to apologize to Members of Council, and Councillor Ashton in particular, for remarks he had made which were reported in the Toronto Star newspaper, with respect to Council's decision on Item EX10.1, headed "New Taxation Measures - City of Toronto Act, 2006". He expressed his sincere regret for having made the comments.

Speaker Bussin, during the morning session of the meeting, introduced students from Woodgreen Immigrant Services, present at the meeting.

Speaker Bussin, during the afternoon session of the meeting, introduced students visiting Toronto from Taiwan, Spain, Mexico, Ukraine, Korea and Italy. They are in Canada for the summer to learn English at the Lexis Academy.

## **11.164 MOTIONS TO VARY ORDER OR WAIVE PROCEDURE**

### **July 16, 2007**

Speaker Bussin in the Chair.

1. Deputy Mayor Pantalone, at 8:59 p.m., moved that Council remain in session in order to allow for the completion of 'Quick Items' and the confirming bill, which carried, two-thirds of Members present having voted in the affirmative.

### **July 18, 2007**

Deputy Speaker Lindsay Luby in the Chair.

2. Councillor Grimes, at 4:51 p.m., moved that Council remain in session past the 9:00 p.m. adjournment time, in order to complete all Items remaining on the Order Paper, the vote on which was taken as follows:

Yes - 21 Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Fletcher, Ford, Giambrone, Grimes, Hall, Lindsay Luby, Mammoliti, Mihevc, Moscoe, Nunziata, Palacio, Parker, Perks, Stintz
No - 10 Councillors: Ashton, Del Grande, Feldman, Jenkins, Kelly, Lee, Milczyn, Minnan-Wong, Perruzza, Walker

Carried, two-thirds of Members present having voted in the affirmative.

3. Councillor Moscoe, at 4:53 p.m., moved that Council vary the Order Paper in order to allow Members to complete 'Quick Items', the vote on which was taken as follows:

Yes - 28 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Lee, Lindsay Luby, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Parker, Perks, Stintz, Vaughan, Walker
No - 2 Councillors: Jenkins, Perruzza

Carried, two-thirds of Members present having voted in the affirmative.

4. Councillor Walker, at 4:55 p.m., rose on a Point of Order and moved that Council amend the Order Paper to allow Council the opportunity to debate the issue of a rollback of salaries for elected officials.

*Ruling by Deputy Speaker:*

Deputy Speaker Lindsay Luby ruled that Councillor Walker had not stated a Point of Order and that the issue of compensation for elected officials is currently before the Executive Committee.

Councillor Walker challenged the ruling of the Deputy Speaker.

*Vote to Uphold the Ruling of the Deputy Speaker:*



Yes - 22 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Hall, Kelly, Lindsay Luby, Mihevc, Minnan-Wong, Moscoe, Pantalone, Parker, Perks, Perruzza, Vaughan
No - 9 Councillors: Feldman, Ford, Grimes, Jenkins, Milczyn, Nunziata, Ootes, Stintz, Walker

Carried by a majority of 13.

- Councillor Rae, at 5:38 p.m., moved that Council vary the Order Paper to go into Closed Session at 8:00 p.m. instead of 7:00 p.m., the vote on which was taken as follow:

Yes - 24 Councillors: Ainslie, Ashton, Augimeri, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Kelly, Lee, Lindsay Luby, Minnan-Wong, Moscoe, Nunziata, Ootes, Parker, Perks, Rae, Stintz, Vaughan, Walker
No - 5 Councillors: Bussin, Grimes, Jenkins, Milczyn, Perruzza

Carried, two-thirds of Members present having voted in the affirmative.

- Speaker Bussin, at 8:20 p.m., moved that Council vary the Order Paper to go into Closed Session after it completes the public Items remaining on the Agenda, which carried, two-thirds of Members present having voted in the affirmative.

**11.165 ATTENDANCE**

July 16, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 6:47 p.m.*	7:29 p.m. to 9:12 p.m.*
Miller	x	x	x
Ainslie	x	x	-
Ashton	x	x	x
Augimeri	x	x	x
Bussin	x	x	x

Minutes of the Council of the City of Toronto  
July 16, 17, 18 and 19, 2007

July 16, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 6:47 p.m.*	7:29 p.m. to 9:12 p.m.*
Carroll	x	x	x
Cho	x	x	x
Davis	x	x	x
De Baeremaeker	x	x	x
Del Grande	x	x	x
Di Giorgio	x	x	x
Feldman	x	x	x
Filion	x	x	x
Fletcher	x	x	x
Ford	x	x	x
Giambrone	x	x	x
Grimes	x	x	x
Hall	x	x	x
Heaps	x	x	x
Holyday	x	x	x
Jenkins	x	x	x
Kelly	x	x	x
Lee	x	x	x
Lindsay Luby	x	x	x
Mammoliti	x	x	x
McConnell	-	x	x
Mihevc	x	x	x
Milczyn	x	x	x
Minnan-Wong	x	x	x
Moeser	x	x	x
Moscoe	x	x	x
Nunziata	x	x	x
Ootes	x	x	x
Palacio	x	x	x
Pantalone	x	x	x
Parker	x	x	x

Minutes of the Council of the City of Toronto  
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July 16, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 6:47 p.m.*	7:29 p.m. to 9:12 p.m.*
Perks	x	x	x
Perruzza	x	x	x
Rae	x	x	x
Saunderscook	x	x	x
Shiner	x	x	x
Stintz	x	x	x
Thompson	x	x	x
Vaughan	x	x	x
Walker	x	x	x
Total	44	45	44

\* Members were present for some or all of the time period indicated.

July 17, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 7:21 p.m.*	Roll Call 3:14 p.m.	8:00 p.m. to 8:05 p.m.*	Roll Call 8:01 p.m.	Ctte. of the Whole in closed session 8:07 p.m.	9:08 p.m. to 9:22 p.m.*
Miller	x	x	-	-	-	-	-
Ainslie	x	x	x	-	-	-	-
Ashton	x	x	-	x	-	x	x
Augimeri	x	x	x	x	x	x	x
Bussin	x	x	x	x	-	x	x
Carroll	x	x	-	x	x	x	x
Cho	x	x	x	x	x	x	x
Davis	x	x	x	x	x	x	x
De Baeremaeker	x	x	x	-	-	x	x
Del Grande	x	x	x	x	-	x	-
Di Giorgio	x	x	-	x	x	x	x
Feldman	x	x	-	x	x	x	x
Filion	x	x	x	-	-	-	-
Fletcher	x	x	x	x	x	x	x
Ford	x	x	x	x	x	x	x
Giambrone	x	x	-	x	x	x	-

Minutes of the Council of the City of Toronto  
July 16, 17, 18 and 19, 2007

July 17, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 7:21 p.m.*	Roll Call 3:14 p.m.	8:00 p.m. to 8:05 p.m.*	Roll Call 8:01 p.m.	Ctte. of the Whole in closed session 8:07 p.m.	9:08 p.m. to 9:22 p.m.*
Grimes	x	x	-	-	-	-	-
Hall	x	x	-	x	x	x	x
Heaps	x	x	x	-	-	-	-
Holiday	-	-	-	-	-	-	-
Jenkins	x	x	x	x	x	x	x
Kelly	x	x	-	x	-	x	x
Lee	x	x	x	x	x	x	x
Lindsay Luby	x	x	x	x	x	x	x
Mammoliti	x	x	x	-	-	-	-
McConnell	x	-	-	-	-	-	-
Mihevc	x	x	x	x	x	x	x
Milczyn	x	x	x	x	-	x	x
Minnan-Wong	x	x	-	x	x	x	x
Mooser	x	x	x	x	x	x	x
Moscoe	x	x		x	x	x	x
Nunziata	x	x	x	x	x	x	x
Ootes	x	x	-	x	x	x	-
Palacio	x	x	x	x	x	x	x
Pantalone	x	x	-	x	x	x	x
Parker	x	x	x	x	-	x	x
Perks	x	x	-	x	x	x	x
Perruzza	-	x	-	x	x	x	x
Rae	x	x	x	x	x	x	x
Saundercook	x	x	x	-	-	-	-
Shiner	-	-	-	-	-	-	-
Stintz	x	x	x	x	x	x	x
Thompson	x	x	x	x	-	x	x
Vaughan	x	x	x	x	x	x	x
Walker	x	x	x	x	x	x	x

Minutes of the Council of the City of Toronto  
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July 17, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 7:21 p.m.*	Roll Call 3:14 p.m.	8:00 p.m. to 8:05 p.m.*	Roll Call 8:01 p.m.	Ctte. of the Whole in closed session 8:07 p.m.	9:08 p.m. to 9:22 p.m.*
Total	42	42	27	34	27	35	32

\* Members were present for some or all of the time period indicated.

July 18 and 19, 2007	9:45 a.m. to 12:30 p.m. *	2:10 p.m. to 6:30 p.m.*	7:15 p.m. to 12:06 a.m.*	Ctte. of the Whole in closed session 12:08 a.m.	1:45 a.m. to 1:59 a.m.*
Miller	x	x	-	-	-
Ainslie	x	x	x	x	x
Ashton	x	x	x	-	-
Augimeri	-	x	x	-	-
Bussin	x	x	x	x	x
Carroll	x	x	x	x	x
Cho	x	x	x	x	x
Davis	x	x	-	-	-
De Baeremaeker	x	x	x	x	x
Del Grande	x	x	x	-	-
Di Giorgio	x	x	x	x	x
Feldman	x	x	-	-	-
Filion	x	x	x	x	x
Fletcher	x	x	x	x	-
Ford	x	x	x	x	x
Giambrone	x	x	x	x	x
Grimes	x	x	x	x	x
Hall	x	x	x	x	x
Heaps	x	-	-	-	-
Holyday	-	-	-	-	-
Jenkins	x	x	x	x	x
Kelly	x	x	x	x	x
Lee	x	x	x	x	x
Lindsay Luby	x	x	x	x	x

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July 18 and 19, 2007	9:45 a.m. to 12:30 p.m. *	2:10 p.m. to 6:30 p.m.*	7:15 p.m. to 12:06 a.m.*	Ctte. of the Whole in closed session 12:08 a.m.	1:45 a.m. to 1:59 a.m.*
Mammoliti	x	x	-	-	-
McConnell	-	-	-	-	-
Mihevc	x	x	-	-	-
Milczyn	x	x	x	x	x
Minnan-Wong	x	x	x	x	x
Moeser	x	x	x	x	x
Moscoe	x	x	x	x	x
Nunziata	x	x	x	x	x
Ootes	x	x	x	-	-
Palacio	x	x	x	x	x
Pantalone	x	x	x	x	x
Parker	x	x	x	x	x
Perks	x	x	x	x	x
Perruzza	-	x	x	x	x
Rae	x	x	x	x	x
Saundercook	x	x	x	x	x
Shiner	-	-	-	-	-
Stintz	x	x	x	x	x
Thompson	x	x	x	x	x
Vaughan	x	x	x	x	x
Walker	x	x	x	-	-
Total	40	41	36	31	30

\* Members were present for some or all of the time period indicated.

**Council adjourned on July 19, 2007, at 1:59 a.m.**

**DAVID R. MILLER,  
Mayor**

**ULLI S. WATKISS,  
City Clerk**

Confidential Attachment: Minutes of Closed Session.

**FISCAL IMPACT STATEMENT SUMMARY**  
**Notices of Motions and Motions Without Notice**  
**Submitted by the Deputy City Manager and Chief Financial Officer**  
Council Meeting – July 16, 17, 18 and 19, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M80	Designation of Significant Major National Event - 95 <sup>th</sup> Grey Cup 2007, Sunday, November 25, 2007, Rogers Centre, Toronto	\$0	\$0	Consider
M81	To Amend Draft Zoning By-law Amendment for 84 Finch Avenue West	\$0	\$0	Consider
M82	Request for GST and PST Exemption on Bicycle Purchases	\$0	\$0	Consider
M83	Proactive Inspections of Toronto Community Housing Corporation (TCHC) Units Citywide – Expansion of Pilot Project	<ul style="list-style-type: none"> <li>• Current: \$52,000 (inspection cost) &amp; other costs TBD</li> </ul>	\$0	<p>There is a degree of difficulty with this notice of motion as <b>ML&amp;S does not have authority</b> to enter units without consent or a warrant.</p> <p>Refer to Licensing &amp; Standards Committee for report back on full implication of the pilot project.</p>
M84	5789-5951 Steeles Avenue East (Landmark) – Section 37 Agreement	<ul style="list-style-type: none"> <li>• \$0 in 2007</li> <li>• \$345.7K in 2008</li> <li>• \$107.2K in 2009</li> <li>• 2.3 positions</li> </ul>	<ul style="list-style-type: none"> <li>• Future: \$1.8M in S.37 funding provided</li> </ul>	<p>The owner of 5789 to 5951 Steeles Avenue East, as part of the section 37 agreement for that property, to make a cash contribution of \$1,800,000.00 to be used to fund an addition to the Milliken Park Community Recreation Centre with no additional capital cost to the City. Additional program cost required for the operation of the added space.</p> <p>Consider</p>
M85	Request for Endorsement of Royal Canadian Legion	\$0	\$0	Consider



Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
	(Branch 614) Military Tattoo and Parade for Liquor Licensing Purposes			
M86	Composition of the Board of Health	\$0	\$0	Refer to Executive Committee for consideration
M87	Amendments to Fireworks By-law	<ul style="list-style-type: none"> <li>• Current: \$0</li> <li>• Future: potential \$1.8M (net)</li> </ul>	<ul style="list-style-type: none"> <li>• Current: \$0</li> <li>• Future: potential \$2.4M (net)</li> </ul>	<p>If feasible, there would be an additional revenue of \$1.8M (net) and additional cost for potential overtime and public education programs.</p> <p>Fire Services will incur additional cost of \$2.4M for 18 vehicles and office space and increase 25 positions.</p> <p>No funding has been provided in the 2007 Approved Operating Budget for this purpose.</p> <p>Consider</p>
M88	Roundhouse Rail Museum	TBD (potential damages)	\$0	<p>The 2007 Approved Operating Budget does <u>not</u> include funding for potential damages resulting from the termination of the signed agreement. A Legal opinion on the consequences of this termination may provide further understanding of potential legal exposure and resultant financial implications</p> <p>Refer to Government Management Committee for report back.</p>
M89	Revised Knock-Out Panel Condition related to 70 Roehampton Rezoning File No. 06 106482 STE 220Z	\$0	\$0	Consider.
M90	Report Request – Feasibility of a Municipal	\$0	\$0	Refer to Executive Committee.

Minutes of the Council of the City of Toronto  
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<b>Motion #</b>	<b>Title</b>	<b>Operating \$ (net)</b>	<b>Capital \$ (net)</b>	<b>Comments</b>
	Casino			
M91	Report Request – New Property Tax Class for Gas Stations and Potential New Revenues for the City of Toronto	<ul style="list-style-type: none"> <li>• Current: \$0</li> <li>• Future: TBD</li> </ul>	\$0	<p>Future year revenue to be determined pending Provincial establishment of special tax class.</p> <p>Refer to Executive Committee.</p>
M92	Report Request – New Property Tax Class for Big Box Stores and Potential new Revenues for the City of Toronto	<ul style="list-style-type: none"> <li>• Current: \$0</li> <li>• Future: TBD</li> </ul>	\$0	<p>Future year revenue to be determined pending Provincial establishment of special tax class.</p> <p>Refer to Executive Committee.</p>
M93	City Council Endorse Provincial Bill 199: To Permit the Sale of VQA Wine and Ontario Microbrewery Beer at Convenience Stores	\$0	\$0	Consider
M94	Temporary Liquor Extension Application – Black Creek Brews Fest at Black Creek Pioneer Village, Toronto and Region Conservation Authority	\$0	\$0	Consider
M95	Assumption of Services – King Liberty Subdivision Registered Plan of Subdivision 66M-2394	\$0	\$0	Consider
M96	193 Balsam Avenue – OMB Hearing – Ward 32 (Beaches East York)	\$0	\$0	Consider
M97	Issuance of Debentures	<ul style="list-style-type: none"> <li>• Current \$0</li> <li>• Future: \$35M</li> </ul>	\$0	Already dealt by City Council on July 16, 2007
M98	Implementation of Provincial Regulation – New Menu Options for	\$0	\$0	Consider

<b>Motion #</b>	<b>Title</b>	<b>Operating \$ (net)</b>	<b>Capital \$ (net)</b>	<b>Comments</b>
	Street Food Vending Carts			
M99	OMB Hearing – 79 Galbraith Avenue	\$0	\$0	Consider
M100	OMB Hearing – 19 Parkview Hill Crescent	\$0	\$0	Consider
M101	315-325 Dalesford Road, Amendment to Recommendations in Final Report dated May 14, 2007	\$0	\$0	Consider
M102	1278 The Queensway – Site Plan Control Application	\$0	\$0	Consider
M103	New York Pork and Food Exchange Limited – 2306 St. Clair Avenue West	\$0	\$0	Consider
M104	Liquor Licence Application – 30 Beverly Hills Drive, Units 1-7, 30 Fusion Lounge	\$0	\$0	Consider
M105	To Establish a Mechanism for the Reimbursement of Legitimate Expenses Incurred by Candidates in Connection with Requests for a Compliance Audit into Election-Related Campaign Finances	TBD	\$0	Financial impact is to be determined. There are 3 potential areas of additional cost that should be the subject of a further report: 1) costs incurred by Members of Council during the 2006 election; 2) future costs associated with reimbursing Members of Council for expenses in future elections (depends on factors such as the size of the campaign, number and rate of lawyers, accountants and or auditors paid) and 3) potentially significant costs for all candidates to

Minutes of the Council of the City of Toronto  
July 16, 17, 18 and 19, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
				<p>access funds to cover election-related legal and accounting costs (Rec. #2 of the Motion).</p> <p>No source of funds is available for these expenses.</p> <p>Refer to Government Management Committee for report back</p>
M106	Caribana Festival 2007 : Waiving of Rental Fees for Lamport Stadium and Albert Campbell Square	\$25,000 (revenue loss)	\$0	<p>In recognition of the significance of the 40th Caribana Festival, seeks approval to waive rental fees for the Caribana Festival at Lamport Stadium on August 2, 3 and 4, 2007 and the rental fee for the use Albert Campbell Square on July 22, 2007.</p> <p>Consider.</p>
M107	Vehicles Driving Illegally on the Martin Goodman Trail and Parking in Parks	\$0	\$0	<p>Staff currently do enforce without exception on a complaint driven basis, under Toronto Municipal code, Chapter 608 Parks, the exclusion of private vehicles from Toronto's pedestrian trails and parks.</p>
M108	Yonge Dundas Redevelopment Project – consent to Transfer by Penex Dundas Square Limited Partnership – 259 Victoria Street	\$0	\$0	<p>Consider</p>



**FISCAL IMPACT STATEMENT 2 [NOTICE OF MOTION M84]****(See Minute 11.117)****Financial Implications:**

<input type="checkbox"/> <b>Operating</b>	
<input type="checkbox"/> Current year impacts: \$ <u>0</u> (net)	<input type="checkbox"/> Future year impacts: \$ _____ (net)
	<input type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input checked="" type="checkbox"/> Impact on staffing levels: <u>2.3</u> (positions) in 2009	

<input checked="" type="checkbox"/> <b>Capital</b>	
<input type="checkbox"/> Current year impacts: \$ <u>0</u> (net)	<input checked="" type="checkbox"/> Future year impacts: \$ <u>1.8M</u> (gross)
	<input checked="" type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input checked="" type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input checked="" type="checkbox"/> Other ( <i>Section 37 funds</i> )
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input checked="" type="checkbox"/> Operating Impact:	
<input checked="" type="checkbox"/> Program costs: \$ <u>345.7K</u> (net) in 2008 and \$ <u>107.2K</u> (net incremental) in 2009	
<input type="checkbox"/> Debt service costs: \$ _____ (net)	

**Impacts/Other Comments:**

- Service Level Impact: Increase in service level
- Consistent with Council Strategic directions and fiscal priorities (specify):

Notice of Motion - M84 –The owner of 5789 to 5951 Steeles Avenue East, as part of the section 37 agreement for that property, to make a cash contribution of \$1,800,000.00 to be used to fund an addition to the Milliken Park Community Recreation Centre with no additional capital cost to the City.

Additional program cost required for the operation of the added space.

- Consider       Refer to Standing Committee

Submitted by: \_\_\_\_\_  
Deputy City Manager & Chief Financial Officer

Date: July 17, 2007

**FISCAL IMPACT STATEMENT 3 [NOTICE OF MOTION M87]  
(See Minute 11.120)**

**Financial Implications:**

**Operating**

- Current year impacts: \$0 \_\_\_\_\_
- Future year impacts: potential \$1.8 M (net)
- Following year
- Future years
- Funding sources (specify):
- Accommodation within approved operating budget
- New revenues
- Reserve/Reserve Fund contributions
- Third party funding
- Tax rate impact
- Other
- Budget adjustments: \$ \_\_\_\_\_ (net)
- Impact on staffing levels: 25+ \_\_\_\_\_ (positions) (does not include potential MLS staff increase)

**Capital**

- Current year impacts: \$0 \_\_\_\_\_ (net)
- Future year impacts: potential \$2.4M (net)
- Following year
- Future years
- Funding sources (specify):
- Accommodation within approved capital budget
- New revenues
- Reserve/Reserve Fund contributions
- Third party funding
- Debt
- Other
- Budget adjustments: \_\_\_\_\_ (net)
- Operating Impact:
- Program costs: see above
- Debt service costs: \$0.336 million (net) per year @ 14%

**Impacts/Other Comments:**

- Service Level Impact: (Specify)
- Consistent with Council Strategic directions and fiscal priorities (specify):

Notice of Motion – M87 – If feasible, there would be an additional revenue of \$1.8M (net) and additional cost for potential overtime and public education programs.

Fire Services will incur additional cost of \$2.4M for 18 vehicles and office space and increase 25 positions.

No funding has been provided in the 2007 Approved Operating Budget for this purpose.

- Consider
- Refer to Standing Committee

Submitted by: \_\_\_\_\_  
Deputy City Manager & Chief Financial Officer

Date: July 17, 2007

**FISCAL IMPACT STATEMENT 4 [NOTICE OF MOTION M88]  
(See Minute 11.121)****Financial Implications:**

<input checked="" type="checkbox"/> <b>Operating</b>	
<input checked="" type="checkbox"/> Current year impacts: <u>TBD (potential damages)</u> ( <i>Economic Development, Culture and Tourism</i> )	<input type="checkbox"/> Future year impacts: \$ _____ (net) <input type="checkbox"/> Following year <input type="checkbox"/> Future years
<input type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Impact on staffing levels: _____ (positions)	

<input type="checkbox"/> <b>Capital</b>	
<input type="checkbox"/> Current year impacts: \$0 _____ (net)	<input type="checkbox"/> Future year impacts: \$ _____ (net) <input type="checkbox"/> Following year <input type="checkbox"/> Future years
<input type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Operating Impact:	
<input type="checkbox"/> Program costs: \$ _____ (net)	
<input type="checkbox"/> Debt service costs: \$ _____ (net)	

**Impacts/Other Comments:**

- Service Level Impact:(Specify)
- Consistent with Council Strategic directions and fiscal priorities (specify):

Notice of Motion – M88 – The 2007 Approved Operating Budget does not include funding for potential damages resulting from the termination of the signed agreement. A Legal opinion on the consequences of this termination may provide further understanding of potential legal exposure and resultant financial implications.

- Consider             Refer to Standing Committee

Submitted by: \_\_\_\_\_  
Deputy City Manager & Chief Financial Officer

Date: July 17, 2007



**FISCAL IMPACT STATEMENT 5 [MOTION WITHOUT NOTICE M105]**

**(See Minute 11.138)**

**Financial Implications:**

<input checked="" type="checkbox"/> <b>Operating</b>	
<input checked="" type="checkbox"/> Current year impacts: \$ <u>TBD</u> (net)	<input checked="" type="checkbox"/> Future year impacts: \$ <u>TBD</u> (net)
	<input type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Impact on staffing levels: _____ (positions)	

<input type="checkbox"/> <b>Capital</b>	
<input type="checkbox"/> Current year impacts: \$ _____ (net)	<input type="checkbox"/> Future year impacts: \$ _____ (net)
	<input type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Operating Impact:	
<input type="checkbox"/> Program costs: \$ _____ (net)	
<input type="checkbox"/> Debt service costs: \$ _____ (net)	

**Impacts/Other Comments:**

- Service Level Impact:(Specify)
- Consistent with Council Strategic directions and fiscal priorities (specify):

Motion Without Notice – M105 – Financial impact not known. There are 3 potential areas of additional cost that should be the subject of a further report: 1) costs incurred by Members of Council during the 2006 election; 2) future costs associated with reimbursing Members of Council for expenses in future elections (depends on factors such as the size of the campaign, number and rate of lawyers, accountants and or auditors paid) and 3) potentially significant costs for all candidates to access funds to cover election-related legal and accounting costs (Rec. #2 of the Motion). No source of funds is available for these expenses.

- Consider
- Refer to Standing Committee

Submitted by: \_\_\_\_\_  
Deputy City Manager and Chief Financial Officer

Date: July 17, 2007

**FISCAL IMPACT STATEMENT 6 [MOTION WITHOUT NOTICE M106]**  
**(See Minute 11.139)****Financial Implications:**

<input checked="" type="checkbox"/> <b>Operating</b>	
<input checked="" type="checkbox"/> Current year impacts: \$ <u>25,000</u> (net) (Parks, Forestry and Recreation budget)	<input type="checkbox"/> Future year impacts: \$ _____ (net)
	<input type="checkbox"/> Following year <input type="checkbox"/> Future years
<input type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input checked="" type="checkbox"/> Revenue Loss	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Impact on staffing levels: _____ (positions) in 2009	

<input type="checkbox"/> <b>Capital</b>	
<input type="checkbox"/> Current year impacts: \$ <u>0</u> (net)	<input type="checkbox"/> Future year impacts: \$ <u>0</u> (net)
	<input type="checkbox"/> Following year <input type="checkbox"/> Future years
<input type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Operating Impact:	
<input type="checkbox"/> Program costs: \$ _____ (net)	
<input type="checkbox"/> Debt service costs: \$ _____ (net)	

**Impacts/Other Comments:**

- Service Level Impact:
- Consistent with Council Strategic directions and fiscal priorities (specify):

Motion Without Notice - M106 – seeks approval to waive rental fees of \$22,500 for the Caribana Festival at Lamport Stadium on August 2, 3 and 4, 2007 and the rental fee of \$2,500 for the use Albert Campbell Square on July 22, 2007, in recognition of the significance of the 40th Caribana Festival.

- Consider       Refer to Standing Committee

Submitted by: \_\_\_\_\_  
Deputy City Manager and Chief Financial Officer

Date: July 17, 2007