

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

**MONDAY, DECEMBER 1, 2008  
TUESDAY, DECEMBER 2, 2008 AND  
WEDNESDAY, DECEMBER 3, 2008**

**CALL TO ORDER - 9:40 a.m.**

27.1 Speaker Bussin took the Chair and called the Members to order.

The meeting opened with *O Canada*.

27.2 **MOMENT OF SILENCE**

**December 1, 2008**

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

Lynne Dominico  
June Marks  
Nirmala Muthunayagam  
Joseph Leonard

**December 2, 2008**

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

Eliseo Moretto  
Kevin Bruce Brillinger  
Thae Ho John Lim  
Ted Rogers

**27.3 CONFIRMATION OF MINUTES**

Councillor Holyday moved that the Council Minutes for the following meetings be confirmed in the form supplied to the Members, which carried:

- the regular meeting held on October 29 and 30, 2008; and
- the special meeting held on November 6, 2008.

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

Mayor Miller presented the Report from Meeting 26 of the Executive Committee for consideration.

Councillor Holyday presented the Report from Meeting 9 of the Audit Committee for consideration.

Councillor Filion presented the Report from Meeting 19 of the Board of Health for consideration.

Councillor Davis presented the Report from Meeting 18 of the Civic Appointments Committee for consideration.

Councillor Mihevc presented the Report from Meeting 20 of the Community Development and Recreation Committee for consideration.

Councillor Rae presented the Report from Meeting 17 of the Economic Development Committee for consideration.

Councillor Lindsay Luby presented the Report from Meeting 19 of the Government Management Committee for consideration.

Councillor Moscoe presented the Report from Meeting 17 of the Licensing and Standards Committee for consideration.

Councillor Kelly presented the Report from Meeting 20 of the Planning and Growth Management Committee for consideration.

Councillor De Baeremaeker presented the Report from Meeting 20 of the Public Works and Infrastructure Committee for consideration.

Deputy Mayor Pantalone presented the Report from Meeting 10 of the Striking Committee for consideration.

Councillor Nunziata presented the Report from Meeting 21 of the Etobicoke York Community Council for consideration.

Councillor Augimeri presented the Report from Meeting 20 of the North York Community Council for consideration.

Councillor Kelly presented the Report from Meeting 20 of the Scarborough Community Council for consideration.

Councillor Davis presented the Report from Meeting 20 of the Toronto and East York Community Council for consideration.

Councillor Vaughan presented the New Business from the Mayor and City officials for consideration.

*Vote:*

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

## 27.5 **DECLARATIONS OF INTEREST**

Councillor McConnell declared an interest in Community Development and Recreation Committee Item CD20.15, headed “2009 Funding Allocations from the Toronto Homelessness Initiatives Fund, the Provincial Consolidated Homeless Prevention Program and Rent Bank Fund”, in that her husband is the Executive Director, Riverdale Housing Action Group, which is being considered for funding.

Councillor Mihevc declared an interest in Community Development and Recreation Committee Item CD20.15, headed “2009 Funding Allocations from the Toronto Homelessness Initiatives Fund, the Provincial Consolidated Homeless Prevention Program and Rent Bank Fund”, in that his spouse works for one of the agencies that is being considered for funding.

Councillor Moscoe declared an interest in the following Items:

- Executive Committee Item EX26.48, headed “Additional Funding for Child Care and Ongoing Funding Reserves”, in that his daughter is a part-time child care worker employed by the City of Toronto.
- Community Development and Recreation Committee Item CD20.12, headed

“Development of the 2010-2014 Child Care Service Plan”, in that his daughter is a part-time child care worker employed by the City of Toronto.

Councillor Walker declared an interest in Civic Appointments Committee Item CA18.3, headed “Appointment to the Toronto Port Authority Board of Directors”, in that his daughter works for the Toronto Port Authority.

## 27.6 PETITIONS

### December 1, 2008

1. Councillor Ford submitted the following:
  - a. petition (undated) containing approximately 40 signatures of users of the West Humber Recreational Trail, regarding path maintenance and repair; and
  - b. approximately 93 copies of the Our Toronto newsletter, which had been returned to his office.
2. Councillor Palacio submitted a petition (undated) containing the signatures of approximately 241 individuals, regarding the existing wall structure at the Prospect Cemetery.

Council received the petitions and newsletters for information.

### December 2, 2008

3. Mayor Miller submitted a petition (undated) from Grade 2 students at Garden Avenue Public School, containing the signatures of approximately 77 members of their Eco-Team, in support of reducing waste and saving energy.

Council received the petition for information.

## 27.7 REVIEW OF THE ORDER PAPER

### December 1, 2008

Speaker Bussin in the Chair.

Speaker Bussin advised Council that the Mayor had two Key Matters:

- The first Key Matter is Executive Committee Item EX26.3, headed “Union Station Revitalization Implementation”, to be considered with Government Management Committee Item GM19.11, headed “Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions”.
- The second Key Matter is Public Works and Infrastructure Committee Item PW20.1, headed “Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles”.

Once the Mayor’s Key Matters are completed, Council would consider the other Items in agenda order.

*Ruling by Speaker - Item PG20.5:*

Speaker Bussin made the following ruling:

I wish to rule on an Item from the Planning and Growth Management Committee - Item PG20.5 headed “Zoning Review of Reverse Slope Driveway Regulations.”

Because it is somewhat complicated, I have asked the Clerk to circulate a copy of my ruling so that Members, staff and the public will be clear on it.

Before I rule, I will draw your attention to the fact that the title is misleading. The item deals with two zoning matters in the North York district: (1) reverse-sloped driveways, as the title indicates, and (2) the definition of boarding and lodging houses.

In the matter of reverse slope driveways, at its meeting on September 24 and 25, 2008, this Council, acting on the recommendation of the North York Community Council under Item NY18.53:

1. directed the Chief Planner to report to North York Community Council for its November 18th meeting on possible amendments to the North York district by-laws that will eliminate all, as-of-right, reverse-sloped driveways in the North York district; and
2. directed the item be scheduled as a public meeting.

Despite these recommendations, the Chief Planner reported to the Planning and Growth Management Committee on November 13th. The Planning and Growth Management Committee has recommended to Council that no zoning amendments be considered for the North York District prior to consideration of a draft city-wide zoning by-law and that no statutory public hearing be held on reverse-slope driveways.

These recommendations are directly contrary to a decision of City Council made only 3 months ago and should not have been entertained by the Committee. To do so required a Notice of Motion to be placed at a meeting of City Council recommending the reopening of North York Community Council Item NY18.53.

As a result, I am ruling that the recommendations contained in PG20.5 pertaining to reverse sloped driveways are out of order and not properly before Council.

Let me now turn to the matter of the Planning and Growth Management Committee's recommendations about boarding and lodging houses.

Under Item NY17.27 considered by North York Community Council on July 7, 2008, the Community Council requested the Chief Planner to report to North York Community Council on November 18th regarding amendments to the North York zoning by-laws to extend the definition of boarding or lodging house used in the former City of Toronto to the areas covered by the North York district.

The Community Council also decided to hold a statutory public meeting on November 18 to consider this report.

These actions were within the Community Council's jurisdiction to take since any amendments to the Zoning By-law would be subject to recommendation to this Council.

Since this matter was already properly within the jurisdiction of the North York Community Council, the Planning and Growth Management Committee should not have entertained these recommendations. The proper remedy for a Member who wishes to contest this matter is to move a procedural motion to remove the matter from the committee's jurisdiction for Council to consider.

I am ruling that the recommendations contained in PG20.5 pertaining to boarding and lodging houses are out of order and not properly before Council.

Members of Council, this means that Item PG20.5 is out of order in its entirety and not properly before Council.

North York Community Council's requests of City Council to indefinitely defer consideration of PG20.5, as referenced in the Community Council's transmittals PG20.5a and PG20.5b, are therefore redundant.

To be clear, this means that:

- unless a Member is prepared to submit a Notice of Motion to reopen the decision of City Council on September 24 and 25, 2008 on reverse sloped driveways in North York, Council's decision on Item NY18.53 stands.

- unless a Member is prepared to move a procedural motion to remove the item on boarding and lodging houses in North York from the community council, the community council's decision on NY17.27 stands.

I encourage the relevant officials to review and have regard for these decisions.

Members of Council, this is my ruling.

Councillor Perks challenged the ruling of the Speaker as it pertains to boarding and lodging houses because Council had previously decided to develop a City-wide by-law, which puts the matter within Council's purview.

*Vote to Uphold the Ruling of the Speaker:*

Yes - 32 Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Holyday, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Walker
No - 7 Councillors:	Del Grande, Di Giorgio, Heaps, Kelly, Moeser, Perks, Vaughan

Carried by a majority of 25.

*Procedural Motions:*

1. Councillor Shiner moved that Council extend debate on Items EX26.3 and GM19.11 by allowing each Member the opportunity to question on each Item.
2. Councillor Thompson moved that Council consider Item EX26.21, headed "Toronto Street Food Pilot" at 10:00 a.m. on December 2, 2008, if the Mayor's Key Matters are completed.
3. Councillor Stintz moved that Council consider Item EX26.3 separately from Item GM19.11.
4. Councillor Moeser moved that Council consider Item ST10.1, headed "Council Member Appointments to Executive, Standing and Special Committees, City Agencies and Advisory Bodies" at 7:00 p.m. on December 1, 2008.

*Votes:*

Adoption of motion 1 by Councillor Shiner:

Yes - 23	
Councillors:	Ashton, Augimeri, Del Grande, Ford, Grimes, Holyday, Kelly, Lee, Milczyn, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 17	
Mayor:	Miller
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Lindsay Luby, McConnell, Mihevc, Moscoe, Perks

Lost, less than two-thirds of Members present having voted in the affirmative.

Adoption of motion 2 by Councillor Thompson:

Yes - 26	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Ford, Grimes, Heaps, Holyday, Lee, Lindsay Luby, Moeser, Moscoe, Ootes, Palacio, Parker, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 13	
Councillors:	Ashton, Cho, Davis, Filion, Fletcher, Giambrone, Hall, Kelly, McConnell, Mihevc, Milczyn, Pantalone, Perks

Carried by a majority of 13.

Adoption of motion 3 by Councillor Stintz:

Yes - 13	
Councillors:	Ashton, Del Grande, Ford, Holyday, Lee, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Walker
No - 23	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Rae, Vaughan



Lost by a majority of 10.

Adoption of motion 4 by Councillor Moeser:

Yes - 29	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Giambrone, Hall, Heaps, Holyday, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Vaughan
No - 6	
Councillors:	Lee, Ootes, Saundercook, Shiner, Stintz, Walker

Carried by a majority of 23.

Adoption of the December 1, 2008 Order Paper, as amended, and all other Items not held on consent:

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

Carried by a majority of 25.

*Procedural Motion:*

5. Mayor Miller, at 5:35 p.m., moved that Council vary the Order Paper as follows:
  1. Council not meet in closed session at 6:00 p.m. and remain in public session to continue its debate on the Mayor's Key Matter, PW20.1, headed "Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles".
  2. Council consider Item ST10.1, headed "Council Member Appointments to Executive, Standing and Special Committees, City Agencies and Advisory Bodies" at 7:00 p.m., as previously decided.

3. Council consider Item EX26.25, headed “Removing the Restriction on Chairs of Community Councils and Special Committees Serving Consecutive Half-Terms” immediately following consideration of Item ST10.1.

*Vote:*

Adoption of Parts 1 and 2 of motion 5 by Mayor Miller:

Yes - 34	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan
No - 5	
Councillors:	Minnan-Wong, Shiner, Stintz, Thompson, Walker

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

Adoption of Part 3 of motion 5 by Mayor Miller:

Yes - 34	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan
No - 6	
Councillors:	Del Grande, Minnan-Wong, Shiner, Stintz, Thompson, Walker

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

### **December 2, 2008**

Speaker Bussin in the Chair.

Speaker Bussin proposed that Council confirm the December 2, 2008 Order Paper.

*Vote:*

Council adopted the December 2, 2008 Order Paper, without amendment.

*Procedural Motions:*

1. Councillor Moscoe, at 6:37 p.m., moved that Council vary the Order Paper to remain in session past the scheduled 8:00 p.m. recess in order to complete the business remaining on the Order Paper, the vote on which was taken as follows:

Yes - 22	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Lindsay Luby, McConnell, Mihevc, Moscoe, Pantalone, Perks, Rae, Thompson, Vaughan
No - 20	
Councillors:	Ashton, Cho, Del Grande, Di Giorgio, Feldman, Ford, Grimes, Jenkins, Kelly, Lee, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Perruzza, Shiner, Stintz, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

2. Councillor Thompson, at 6:38 p.m., moved that Council vary the Order Paper to remain in session until 10:00 p.m., the vote on which was taken as follows:

Yes - 22	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Lindsay Luby, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Rae, Thompson, Vaughan
No - 18	
Councillors:	Ashton, Cho, Del Grande, Di Giorgio, Feldman, Ford, Jenkins, Kelly, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Perruzza, Shiner, Stintz, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

3. Councillor Lindsay Luby, at 6:42 p.m., moved that Council vary the Order Paper to remain in session until 9:00 p.m., the vote on which was taken as follows:

Yes - 22	
Mayor:	Miller

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Councillors:	Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Lindsay Luby, McConnell, Mihevc, Mooser, Moscoe, Pantalone, Perks, Rae, Vaughan
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No - 20 Councillors:	Ashton, Cho, Del Grande, Di Giorgio, Feldman, Ford, Grimes, Jenkins, Kelly, Lee, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Perruzza, Shiner, Stintz, Walker
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Lost, less than two-thirds of Members present having voted in the affirmative.

4. Councillor Nunziata, at 7:14 p.m., moved that Council now recess in order to allow the Etobicoke York Community Council to reconvene its meeting to elect a Chair and Vice-Chair, which carried, two-thirds of Members present having voted in the affirmative.

Council recessed its meeting at 7:15 p.m., and reconvened at 7:20 p.m.

5. Mayor Miller, at 7:40 p.m., moved that Council vary the Order Paper to remain in session past the 8:00 p.m. recess in order to complete Item EX26.6, headed "Toronto 2015 Pan American/ParaPan American Games", allow for the release of Member holds and the passage of a confirmatory bill, the vote on which was taken as follows:

Yes - 22 Councillors:	Ainslie, Bussin, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Mooser, Moscoe, Nunziata, Pantalone, Perks, Rae, Vaughan
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No - 11 Councillors:	Ashton, Del Grande, Jenkins, Milczyn, Minnan-Wong, Ootes, Parker, Perruzza, Shiner, Stintz, Walker
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Carried, two-thirds of Members present having voted in the affirmative.

**December 3, 2008**

Speaker Bussin in the Chair.

Speaker Bussin proposed that Council confirm the December 3, 2008 Order Paper.

*Vote:*

Council adopted the December 3, 2008 Order Paper, without amendment.

**CONSIDERATION OF REPORTS**

**27.8 EXECUTIVE COMMITTEE MEETING 26**

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.

December 1, 2008

Held for consideration Minute 27.9	EX26.3	Union Station Revitalization Implementation (Ward 28)
Held for consideration Minute 27.10	EX26.4	Relationship Framework for Yonge-Dundas Square (Ward 27)
Adopted by consent	EX26.5	Proposed New Host Community Agreement with ICLEI (Ward All)
Held for consideration Minute 27.11	EX26.6	Toronto 2015 Pan American/ParaPan American Games (Ward All)
Held for consideration Minute 27.12	EX26.7	Timeframe for reporting on Access, Equity and Human Rights 2009-2011 Action Plans and Initiatives (Ward All)
Adopted by consent	EX26.8	Appointment to OMERS Administration Corporation Board (Ward All)
Held for consideration Minute 27.13	EX26.10	2009 Interim Operating Budget Estimates (Ward All)
Held for consideration Minute 27.14	EX26.11	Property Taxes: 2009 Interim Levy By-law (Ward All)
Held for consideration Minute 27.15	EX26.12	Request for a Capital Loan Guarantee for Theatre Direct (Ward All)
Held for consideration Minute 27.16	EX26.14	Update on Adjournment to Integrated Power System Plan Hearings (Ward All)
Adopted by consent	EX26.15	Staff Due Diligence Review of the Proposed George Brown College Campus - East Bayfront (Ward 28)
Held for consideration Minute 27.17	EX26.16	Waterfront Parks Operations and Capital State of Good Repair Funding Strategy (Ward All)

Held for consideration Minute 27.18	EX26.17	Land Transfer Tax and Property Tax related to the Green Lane Landfill (Ward All)
Adopted by consent	EX26.18	Landfill Disposal Fees Delegation (Ward All)
Adopted by consent	EX26.20	Toronto Bid for the 2009 Canadian Transportation Demand Management Summit (Ward All)
Held for consideration Minute 27.19	EX26.21	Toronto Street Food Pilot (Ward All)
Held for consideration Minute 27.20	EX26.22	Lobbyist Registry - Registration of Non-Profit Community Services (Ward All)
Held for consideration Minute 27.21	EX26.25	Removing the Restriction on Chairs of Community Councils and Special Committees Serving Consecutive Half-Terms (Ward All)
Adopted by consent	EX26.41	Occupational Health and Safety Report - Second Quarter, 2008 (Ward All)
Held for consideration Minute 27.22	EX26.42	Public Health Nursing Leadership Initiatives (Ward All)
Held for consideration Minute 27.23	EX26.43	Toronto Public Health 2008 Operating Budget Adjustment (Funding from the Ministry of Health Promotion) (Ward All)
Adopted by consent	EX26.44	Toronto Public Health 2008 Operating Budget Adjustments (Funding from the Ministries of Health and Long Term Care and Children and Youth Services) (Ward All)
Adopted by consent	EX26.45	Transfer of Funds from the Eglinton Flats Reserve Fund (XR3204) (Ward 11)
Held for consideration Minute 27.24	EX26.46	Establishment of a Reserve Fund for the Purpose of Funding a Seniors' Exchange Program Between Toronto, Ontario and Paris, France (Ward All)
Adopted by consent	EX26.47	2009 Federal Homelessness Funding: Authority to Negotiate a New Federal Agreement and Manage the Transition to the New Program (Ward All)
Adopted by consent	EX26.48	Additional Funding for Child Care and Ongoing Funding Reserves (Ward All)

- Adopted by consent      EX26.49      City Clerk's Office 2008 Capital Budget Amendment and Potential Acquisition of 89 Northline Road (Ward 31)
- Adopted by consent      EX26.50      Toronto Police Service Board Bargaining with the Toronto Police Association - 2008 Collective Agreement (Ward All)
- Adopted by consent      EX26.52      Toronto Police Service – Transfer of Capital Funds (TRMS project)

**Consideration of Items - Executive Committee Meeting 26**

27.9 **Union Station Revitalization Implementation**

EX26.3	ACTION	Adopted		Ward: 28
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This Item was considered during closed session.

(See Minute 27.103)

27.10 **Relationship Framework for Yonge-Dundas Square**

EX26.4	ACTION	Adopted		Ward: 27
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**December 1, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council adopt the Relationship Framework for Yonge-Dundas Square Board, attached as Appendix 1.
2. City Council authorize the City Solicitor to introduce the necessary bills to amend Chapter 636 of the Municipal Code of the City of Toronto to implement the Relationship Framework and update the Code, substantially as proposed in

Appendix 2.

3. The General Manager of Economic Development Culture and Tourism Division, as represented by the Director of Business Services, be designated the City's operational liaison for Yonge-Dundas Square Board, and provide support to the Board to ensure they maintain their operations in compliance with the Relationship Framework.

### Background Information (Committee)

Relationship Framework for Yonge-Dundas Square

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16629.pdf>)

Appendix 1 - Relationship Framework for City of Toronto with Yonge-Dundas Square Board

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16630.pdf>)

## 27.11 Toronto 2015 Pan American/ParaPan American Games

EX26.6	ACTION	Adopted		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 33	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Vaughan
No - 1	
Councillor:	Walker

Carried by a majority of 32.

### City Council Decision

City Council adopted the following motions:



1. City Council endorse the City of Toronto's role as the host City and participant in a bid to be submitted by the Bid Corporation to host the 2015 Pan American/ParaPan American Games in Toronto and communities in the Greater Golden Horseshoe region.
2. City Council authorize the City Manager to negotiate, approve and execute a Bid City Agreement on behalf of the City with the Province of Ontario, the Government of Canada, the Canadian Olympic Committee and the Bid Corporation to define the roles and responsibilities of each of the parties, to the satisfaction of the City Manager and in a form satisfactory to the City Solicitor.

### **Background Information (Committee)**

Toronto 2015 Pan American/ParaPan American Games Bid

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16632.pdf>)

### **Communications (Committee)**

(November 7, 2008) letter from The Honourable David Peterson, Chair, Toronto 2015 Pan/Parapan American Games Bid Corporation (EX.Main.EX26.6.1)

## 27.12 **Timeframe for Reporting on Access, Equity and Human Rights 2009-2011 Action Plans and Initiatives**

<b>EX26.7</b>	ACTION	Amended		Ward: All
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### **December 2, 2008**

Speaker Bussin in the Chair.

#### *Motion:*

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

The City Manager report to the April 7, 2009 meeting of the Executive Committee on how the City's agencies, boards and commissions will be included in developing Access, Equity and Human Rights Action Plans.

#### *Votes:*

Motion 1 by Councillor Mihevc carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Beginning in 2010, divisional Access, Equity and Human Rights Action Plans be integrated in the City's service planning process.
2. Monitoring and reporting on the City's performance in achieving its objectives be reported twice per term of Council.
3. The City Manager report to the April 7, 2009 meeting of the Executive Committee on how the City's agencies, boards and commissions will be included in developing Access, Equity and Human Rights Action Plans.

**Background Information (Committee)**

Timeframe for Reporting on Access, Equity and Human Rights 2009-2011 Action Plans and Initiatives

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16633.pdf>)

27.13 **2009 Interim Operating Budget Estimates**

EX26.10	ACTION	Adopted		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 36	Mayor: Miller
	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan, Walker
No - 7	Councillors: Del Grande, Feldman, Ford, Minnan-Wong, Ootes, Shiner, Stintz

Carried by a majority of 29.

**City Council Decision**

City Council adopted the following motions:

1. City Council approve the 2009 Interim Operating Gross Budget Estimates totalling \$3.190 billion, as detailed by City program, agency, board and commission in the attached Appendix 1.
2. City Council authorize the Acting Deputy City Manager and Chief Financial Officer to make net disbursements of \$2.631 billion during the period January 1, to April 30, 2009, including cash transfers of \$553.7 million to agencies, boards and commissions as detailed in the attached Appendix 1.
3. The 2009 Gross Interim Operating Budget Estimates be increased by \$1.030 million to bring the 2009 Gross Interim Budget for Parks Forestry and Recreation to \$128,445.3 million to provide funds for Tree Planting early in the year.
4. The 2009 Interim Net Cash Outflow for Parks Forestry and Recreation be increased by \$1.030 million, to \$128,445.3 million.
5. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

**Background Information (Committee)**

2009 Interim Operating Budget Estimates  
<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-17095.pdf>  
Appendix 1 - 2009 Interim Operating Gross Budget Estimates  
<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-17096.pdf>

27.14 **Property Taxes: 2009 Interim Levy By-law**

EX26.11	ACTION	Adopted		Ward: All
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**December 2, 2008**  
Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 35	Miller
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<p>Mayor:</p> <p>Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan</p>
<p>No - 8</p> <p>Councillors: Feldman, Ford, Minnan-Wong, Nunziata, Ootes, Shiner, Stintz, Walker</p>

Carried by a majority of 27.

### **City Council Decision**

City Council adopted the following motions:

1. The 2009 interim levy for all property classes levy property tax amounts based on 50 percent of the total 2008 taxes billed for each property.
2. The 2009 interim levy by-law provide that the interim levy will apply to assessments added to the tax roll for 2008 that were not on the assessment roll when the by-law was passed.
3. The Interim Bill payment due dates for property tax accounts paid on the eleven (11) instalment pre-authorized payment plan be: February 17, March 16, April 15, May 15 and June 15, 2009.
4. The Interim Bill payment due date for the two (2) instalment pre-authorized payment plan be March 2, 2009.
5. The Interim Bill payment due dates for all other property tax accounts on the regular instalment option or on the six (6) instalment pre-authorized payment plan be: March 2, April 1 and May 1, 2009.
6. City Council provide authority for:
  - a. the collection of interim taxes;
  - b. imposing a penalty charge for non-payment of interim taxes at a rate of 1.25 percent of taxes due and unpaid and the addition of such charges on the first day of default; and
  - c. imposing an interest charge on all outstanding taxes accruing from the first day of default at a rate of 1.25 percent per month.
7. Authority be granted for the introduction of the necessary bill in Council on

December 2, 2008, providing for the levying and collection of the 2009 interim taxes prior to the adoption of the estimates for 2009, which by-law, when enacted, will be effective as of January 1, 2009.

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

**Background Information (Committee)**

Property Taxes: 2009 Interim Levy By-law

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16638.pdf>

27.15 **Request for a Capital Loan Guarantee for Theatre Direct**

EX26.12	ACTION	Adopted		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Ford moved that the Item be received for information.
2. Councillor Holyday moved that the Item be amended by deleting from Recommendation 2 of the Executive Committee the words “the City” and replacing them with the words “City Council”, so that Recommendation 2 now reads as follows:
  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 as well as 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 City Council being promptly advised in the event of default or delay in the payment of interest.

*Votes:*

Adoption of motion 1 by Councillor Ford:

Yes - 2 Councillors: Ford, Holyday
No - 23

Councillors:	Ashton, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Filion, Hall, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Nunziata, Pantalone, Parker, Perks, Rae, Stintz, Thompson, Vaughan, Walker
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Lost by a majority of 21.

Adoption of motion 2 by Councillor Holyday:

Yes - 9	
Councillors:	Ashton, Del Grande, Ford, Holyday, Jenkins, Lee, Milczyn, Nunziata, Stintz
No - 16	
Councillors:	Bussin, Carroll, Cho, Di Giorgio, Filion, Hall, Kelly, Lindsay Luby, Mihevc, Pantalone, Parker, Perks, Rae, Thompson, Vaughan, Walker

Lost by a majority of 7.

Adoption of the Item, without amendment:

Yes - 22	
Councillors:	Ashton, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Filion, Hall, Jenkins, Lee, Lindsay Luby, Mihevc, Milczyn, Nunziata, Pantalone, Parker, Perks, Rae, Stintz, Thompson, Vaughan, Walker
No - 3	
Councillors:	Ford, Holyday, Kelly

Carried by a majority of 19.

### **City Council Decision**

City Council adopted the following motions:

1.
  - a. The City provide a capital loan guarantee on behalf of Theatre Direct to its financial institution in the amount of \$150,000.00 (inclusive of all interest costs payable by Theatre Direct), commencing on December 1, 2008 until November 30, 2013;
  - b. the City enter into an agreement with Theatre Direct with respect to the capital loan guarantee; and
  - c. the City enter into a tri-party agreement with Theatre Direct and with its

financial institution with respect to the capital loan guarantee.

2. Such guarantee and all related agreements be on terms and conditions satisfactory to the City Solicitor, the Acting Deputy City Manager and Chief Financial Officer as well as Deputy City Manager Sue Corke, and the Acting 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. Theatre Direct provide the Acting Deputy City Manager and Chief Financial Officer with their 2008, 2009 and 2010 audited financial statements when they become available.
4. The guarantee be deemed to be in the interest of the municipality.
5. The appropriate officials be authorized to take the necessary action to give effect thereto.

### **Background Information (Committee)**

Request for a Capital Loan Guarantee for Theatre Direct

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16639.pdf>

## 27.16 **Update on Adjournment to Integrated Power System Plan Hearings**

<b>EX26.14</b>	ACTION	Adopted		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### **City Council Decision**

City Council adopted the following motions:

1. Deputy City Manager Richard Butts and the Acting Deputy City Manager and Chief Financial Officer use the IPSP hearing hiatus to pursue focussed advocacy of the City's energy sustainability goals and priorities directly with the Ontario Power Authority (OPA), through participation in the OPA's intervenor consultations regarding its resource review.

2. The appropriate City staff be authorized to take any action necessary to give effect to the foregoing recommendation.

### Background Information (Committee)

Update on Adjournment to Integrated Power System Plan Hearings  
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16641.pdf>)

## 27.17 Waterfront Parks Operations and Capital State of Good Repair Funding Strategy

EX26.16	ACTION	Amended	Ward: All
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**December 3, 2008**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

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

Deputy City Manager Richard Butts be requested to fully explore and report to the Parks and Environment Committee on the applicability of the parks improvement association model for use in engaging residents with the waterfront parks and public spaces.

Speaker Bussin in the Chair.

*Votes:*

Adoption of motion 1 by Councillor Vaughan:

Yes - 26 Councillors: Ashton, Augimeri, Bussin, Cho, Del Grande, Filion, Fletcher, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan, Walker
No - 5 Councillors: Carroll, Di Giorgio, Ford, Giambrone, Nunziata

Carried by a majority of 21.

The Item, as amended, carried.



### **City Council Decision**

City Council adopted the following motions:

1. Subject to approval of the Government of Canada, the primary funder of Waterfront parks and public spaces, and the Province of Ontario, City Council approve creation of a Waterfront Capital Preservation Reserve Fund comprised of funds contributed by Waterfront Toronto (WT) in an amount equivalent to 10% of its capital budget for completed waterfront parks and public spaces, with this fund to be used to cover the capital state of good repair costs of Don River Park, Sherbourne Park, Jarvis public space and other waterfront parks and public spaces as they are developed for their first five years of operation.
2. City Council direct the Deputy City Manager whose responsibilities include Waterfront Revitalization, and the Acting Deputy City Manager and Chief Financial Officer, to develop criteria for management and governance of the Waterfront Capital Preservation Reserve Fund, with such criteria to be subject to Council approval.
3. When reporting to Council in 2009, with updated projections on the operating impact of waterfront renewal on City programs and services, staff address:
  - a. the status of the Waterfront Capital Preservation Reserve Fund; and
  - b. strategies for addressing capital preservation of the Central Waterfront Public Realm.
4. City Council request that the Waterfront Project Director, with WT, the Director of Partnerships, the General Managers of Parks Forestry and Recreation and Economic Development, Culture and Tourism, and the Acting Deputy City Manager and Chief Financial Officer explore the following longer term strategies for financing the operating and capital state of good repair costs of waterfront parks and public spaces:
  - i. development of a concession strategy;
  - ii. creation of BIAs whose contributions to the community support high quality parks and public spaces and attract customers and residents to the area;
  - iii. a special services levy, in consultation with the Province of Ontario;
  - iv. a waterfront philanthropic and sponsorship strategy that is consistent with City policy and coordinated with other City initiatives; and

- v. include funding mechanisms identified in the Parks and Recreation's Strategic Plan, entitled "Our Common Grounds".
- 5. The Director, Waterfront Secretariat, and the General Manager, Parks Forestry and Recreation, be directed to report back to the Executive Committee on all funding options identified in Part 4, for all waterfront parks.
- 6. The Deputy City Manager whose responsibilities include Waterfront Revitalization recommend to City Council those strategies that prove to be feasible, prior to any implementation taking place.
- 7. Deputy City Manager Richard Butts be requested to fully explore and report to the Parks and Environment Committee on the applicability of the parks improvement association model for use in engaging residents with the waterfront parks and public spaces.
- 8. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### **Background Information (Committee)**

Waterfront Parks Operations and Capital State of Good Repair Funding Strategy  
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16643.pdf>)

## 27.18 **Land Transfer Tax and Property Tax related to the Green Lane Landfill**

<b>EX26.17</b>	ACTION	Adopted		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 37	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Palacio, Pantalone,

	Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 6 Councillors:	Del Grande, Ford, Holyday, Jenkins, Nunziata, Ootes

Carried by a majority of 31.

**City Council Decision**

City Council adopted the following motions:

1. City Council ratify the payment to the Province of Ontario in the amount of \$3,660,365.65, in accordance with a Notice of Assessment issued by the Ministry of Revenue under the Land Transfer Tax Act (the “Notice of Assessment”) and authorize the Acting Deputy City Manager and Chief Financial Officer to withdraw this amount as well as an amount up to \$0.350 million for associated legal expenses from the Waste Management Reserve Fund.
2. The City Solicitor, in consultation with the General Manager, Solid Waste Management Services, be authorized, on behalf of the City, to object to the Notice of Assessment under the Land Transfer Tax Act, to take any other actions, and to commence any related legal proceedings, including any claims, actions, applications or appeals, as warranted, and to discontinue or settle any such objection or legal proceeding where the City Solicitor, in consultation with the General Manager, Solid Waste Management Services, and the Acting Deputy City Manager and Chief Financial Officer, concludes that it is reasonable to do so and to execute any documents in furtherance thereof.
3. The City Solicitor, in consultation with the General Manager, Solid Waste Management Services, be authorized, on behalf of the City, to object to any reassessment under the Assessment Act, to take any other actions or commence any related legal proceedings, including any claims, actions, applications or appeals, as warranted, and to discontinue or settle any such objection or legal proceeding where the City Solicitor, in consultation with the General Manager, Solid Waste Management Services, and the Acting Deputy City Manager and Chief Financial Officer, concludes that it is reasonable to do so and to execute any documents in furtherance thereof.
4. Subject to the adoption of Part 2, the City Solicitor be authorized to retain, on a sole source basis, Stikeman Elliott LLP for up to a maximum of \$250,000.00 net of all taxes, for the provision of legal services outlined in Part 2.
5. Subject to the adoption of Part 3, the City Solicitor be authorized to retain such legal or technical expertise, for up to a maximum of \$100,000.00 net of all taxes, as is necessary to represent and/or advise the City with respect to any reassessment

proposed by the Municipal Property Assessment Corporation.

6. The 2008 Solid Waste Management Services Capital Budget for Capital Account CSW007-01-01 (Landfill Purchase Price) be increased by \$4,010,365.65 gross, funded from the Waste Management Reserve Fund, for provincial land transfer tax on the Green Lane Landfill and the cost of retaining outside legal counsel with respect to land transfer tax and legal and/or technical expertise related to property tax assessment.

The confidential submission (November 8, 2008) from the City Solicitor and the Acting Treasurer (EX26.17.1) remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege.

### **Background Information (Committee)**

Land Transfer Tax and Property Tax related to the Green Lane Landfill  
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16644.pdf>)

### **Communications (Committee)**

(November 8, 2008) submission from the City Solicitor and Acting Treasurer (EX.Supp.EX26.17.1)

## 27.19 **Toronto Street Food Pilot**

<b>EX26.21</b>	ACTION	Amended		Ward: All
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### **December 2, 2008**

Speaker Bussin in the Chair.

#### *Motion:*

1. Councillor Filion moved that the Item be amended by amending the definition of "Original Permit" contained in the Draft By-law as Attachment A to the report (October 27, 2008) of the Medical Officer of Health, by replacing the words "a public highway under the jurisdiction of the City" with the words "City property" so that the definition as amended reads as follows:

"ORIGINAL PERMIT - A permit issued under a City by-law to a person referred to under Article II which allows the person to vend hot dogs and sausages from a cart in a designated location on City property, and does not include a business licence as defined in this chapter."

*Votes:*

Motion 1 by Councillor Filion carried.

Adoption of the Item, as amended:

Yes - 34	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Holyday, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Shiner, Stintz, Thompson, Vaughan, Walker
No - 5	
Councillors:	Ainslie, Del Grande, Ford, Minnan-Wong, Ootes

Carried by a majority of 29.

**City Council Decision**

City Council adopted the following motions:

1. Toronto Public Health, in consultation with Legal Services and the Municipal Licensing and Standards Division, implement a one-year pilot project with eligible existing street food vendors to expand their menu selection to include healthier food choices, as described in Attachment A of this report.
2. Toronto Public Health, in consultation with Legal Services and the Municipal Licensing and Standards Division, implement a three-year “Toronto a la Cart” pilot project as described in Attachment B of this report.
3. New fees for the processing of applications, issuance of endorsements and annual license fees for the use of Toronto a la Cart vending locations be approved as set out in Attachment C of this report.
4. The “Toronto a la Cart” logo shown on Attachment D be approved as the official mark for the Pilot and any subsequent “Toronto a la Cart” program and staff be authorized to take the necessary actions to secure the exclusive rights for the City to protect and use this logo.
5. City Council accept the proposal from Crown Verity, originally submitted in response to the Request for Expressions of Interest No. 0616-08-7021 and authorize the agreement with Crown Verity on the terms described in the body of this report and Attachment E, and other terms as may be satisfactory to the

Medical Officer of Health and the City Solicitor.

6. Toronto Public Health oversee the implementation and administration of the pilot projects and, in consultation with the City Manager's Office, provide future governance recommendations as part of the project evaluation.
7. All revenues associated with the pilot projects be directed to Toronto Public Health to offset costs.
8. The Toronto Public Health 2009 Operating Budget request be increased by \$86,000.00 gross and \$0.0 net, and a staff increase of 1.0 temporary position, to reflect required funding for the implementation of the Toronto Street Food pilot projects.
9. Any year-end deficit resulting from the implementation of the Toronto a la Cart program be reported to the Budget Committee and funded from within Toronto Public Health's 2009 Operating Budget.
10. The Medical Officer of Health be delegated the authority for the term of the pilot project to make final decisions with respect to:
  - a. the processing of applications and issuance of endorsements to eligible existing street food vendors; and
  - b. the issuance of a request for applications document and award of agreements to selected Toronto a la Cart vendors,and City Council retain no authority to act with respect to such matters.
11. City Council adopt the Terms of Reference as set out in Attachment F to this report, as amended by the Board of Health, and establish a Street Food Pilot Appeal Committee, and delegate the authority to consider staff recommendations and make final decisions respecting any appeal of a notice to revoke a healthier food endorsement issued to an existing vendor or a notice to terminate a licence agreement with a Toronto a la Cart vendor for the term of the pilot project to the Board, and City Council retain no authority to act with respect to such matters.
12. Toronto Public Health be directed to further explore opportunities with food-related non-governmental organizations to test the feasibility of using street food vending to enhance their ability to achieve common goals and objectives and be directed to provide further pilot program details to the Board of Health at a later date.
13. The Medical Officer of Health, in consultation with the City Solicitor be authorized to report to the next meeting of the Executive Committee respecting

any necessary amendments to City by-laws and the Municipal Code as required to implement and regulate the operation of the pilot projects as proposed in this report.

14. The Medical Officer of Health provide recommendations on an annual basis, beginning in the fall of 2009, with respect to the status of the Toronto a la Cart pilot project.
15. Staff be granted the authority to make adjustments in this program as may be required throughout the pilot project and these changes be reported as part of the required annual reports.
16. In the event that the City Vending By-laws are amended, the design of the “a la cart” carts (subject to the approval of the Executive Director, Municipal Licensing and Standards, and the Medical Officer of Health) be adjusted to conform to the By-law changes.
17. Authority be granted to the City Solicitor to submit the bills required to:
  - a. enact a new Municipal Code Chapter entitled “Healthier Street Food Choices” substantially in the form as set out in Attachment A to the report (October 27, 2008) from the Medical Officer of Health (EX26.21a), subject to any technical or stylistic adjustments as may be required, and with the following revised definition of "Original Permit":

"ORIGINAL PERMIT - A permit issued under a City by-law to a person referred to under Article II which allows the person to vend hot dogs and sausages from a cart in a designated location on City property, and does not include a business licence as defined in this chapter.";
  - b. amend Chapter 441, Fees, to include new fees for the processing of applications, issuance of endorsements, removal and storage charges for cart seizures and annual license fees for the use of Toronto a la Cart vending locations as set out in Attachment B of this report, subject to any technical or stylistic adjustments as may be required; and
  - c. amend the following to permit the sale of a wider variety of street foods from carts operating as part of the City’s Toronto Street Food pilot programs:
    - i. Chapter 545, Licensing;
    - ii. By-law No. 18-97 of the former Borough of East York, “To establish removal zones and regulate vending on Borough roads”;

- iii. Chapter 231, Streets and Sidewalks, of the Municipal Code of the former City of Etobicoke;
- iv. By-law No. 32-95 of the former Municipality of Metropolitan Toronto, “To establish removal zones and regulate vending on Metro roads”;
- v. 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”; and
- vi. Chapter 315, Street Vending, of the Municipal Code of the former City of Toronto,

all subject to any technical or stylistic adjustments as may be required.

### **Background Information (Committee)**

Toronto Street Food Pilot

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16653.pdf>

## **21a Toronto Street Food Pilot - Proposed By-law Amendments**

### **Background Information (Committee)**

Toronto Street Food Pilot - Proposed By-law Amendments

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16654.pdf>

Attachment A - Draft By-law - Municipal Code Chapter XXX, Healthier Street Food Choices

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16655.pdf>

Attachment B - Proposed Fees

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16656.pdf>

## **21b Toronto Street Food Pilot Implementation**

### **Background Information (Committee)**

Toronto Street Food Pilot Implementation

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16657.pdf>

Attachment C - Proposed Vendor Locations

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16658.pdf>



**Communications (Committee)**

(June 2, 2008) letter from James L. Robinson, Executive Director, Downtown Yonge Business Improvement Area (EX.Main.EX21.3)

27.20 **Lobbyist Registry - Registration of Non-Profit Community Services**

EX26.22	ACTION	Adopted		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The non-profit community services sector be exempted from the Lobbyist Registry.
2. The City Solicitor be authorized to introduce the necessary Bill in Council amending Chapter 140 of the Toronto Municipal Code.

**Background Information (Committee)**

Registration of Non-Profit Community Services

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16659.pdf>

27.21 **Removing the Restriction on Chairs of Community Councils and Special Committees Serving Consecutive Half-Terms**

EX26.25	ACTION	Adopted		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Del Grande moved that the Item be amended by removing the restriction that the Chair of the Audit Committee cannot be a Chair of a Community Council.

*Ruling by Speaker:*

Mayor Miller requested the Speaker to rule on whether motion 1 by Councillor Del Grande was in order given that the Item being considered does not pertain to the Audit Committee. As well, the Executive Committee will be considering a proposal to remove restrictions on membership of the Audit Committee at its next regular meeting.

Speaker Bussin ruled motion 1 by Councillor Del Grande out of order because the Executive Committee will consider this matter at its meeting on January 5, 2009.

*Motion:*

2. Councillor Moeser moved that the Item be amended by deleting Recommendation 1 of the Executive Committee, and that Council adopt the following instead:

1. City Council delete the words “or Special Committee” from section 27-132(B) of the Council Procedures, so that the section now reads as follows:

“B. Members not to Chair two consecutive half-terms.

Members must not Chair the same Community Council in consecutive half-terms of the same Council term.”

*Votes:*

Adoption of Motion 2 by Councillor Moeser:

Yes - 8	
Councillors:	Del Grande, Grimes, Heaps, Lee, Minnan-Wong, Moeser, Shiner, Walker
No - 29	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Ford, Giambrone, Hall, Holyday, Jenkins, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 21.

Adoption of the Item, without amendment:

Yes - 29	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan
No - 9	
Councillors:	Del Grande, Feldman, Ford, Lee, Minnan-Wong, Moeser, Shiner, Stintz, Walker

Carried by a majority of 20.

**City Council Decision**

City Council adopted the following motions:

1. City Council delete the following section 27-132(B) of the Council Procedures:

"B. Members not to Chair two consecutive half-terms.

Members must not Chair the same Special Committee or Community Council in consecutive half-terms of the same Council term, except for the Mayor or his or her designate."

**Background Information (Committee)**

Removing the Restriction on Chairs of Community Councils & Special Committees Serving Consecutive Half-Terms  
<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16662.pdf>

27.22 **Public Health Nursing Leadership Initiatives**

EX26.42	ACTION	Adopted		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 24
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Councillors:	Ashton, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Filion, Ford, Hall, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Nunziata, Ootes, Palacio, Pantalone, Perks, Thompson, Vaughan, Walker
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No - 0
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Carried unanimously.

### City Council Decision

City Council adopted the following motions:

1. City Council increase Toronto Public Health's 2008 Council Approved Operating Budget by \$60,000.00 gross and \$0.0 net to reflect 100% funding received from St. Elizabeth Health Care for Nursing Leadership Development Initiatives.
2. City Council authorize the Medical Officer of Health to send two Toronto Public Health staff to the Dorothy M. Wylie Nursing Leadership Institute and two Toronto Public Health staff to the Health Leaders Institute in Toronto for leadership development training at a cost of up to \$3,900.00 per employee at a total cost of up to \$15,600.00.

### Background Information (Committee)

Public Health Nursing Leadership Initiatives

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16684.pdf>)

### 27.23 Toronto Public Health 2008 Operating Budget Adjustment (Funding from the Ministry of Health Promotion)

EX26.43	ACTION	Adopted		Ward: All
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### December 3, 2008

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Ford moved that the Item be received for information.

*Votes:*

Adoption of motion 1 by Councillor Ford:

Yes - 3
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Councillors:	Del Grande, Ford, Holyday
No - 20	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Di Giorgio, Fillion, Hall, Jenkins, Kelly, Mammoliti, McConnell, Mihevc, Nunziata, Palacio, Pantalone, Perks, Thompson, Vaughan, Walker

Lost by a majority of 17.

Adoption of the Item, without amendment:

Yes - 20	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Di Giorgio, Fillion, Hall, Jenkins, Kelly, Mammoliti, McConnell, Mihevc, Nunziata, Palacio, Pantalone, Perks, Thompson, Vaughan, Walker
No - 3	
Councillors:	Del Grande, Ford, Holyday

Carried by a majority of 17.

**City Council Decision**

City Council adopted the following motion:

1. City Council approve increasing the Toronto Public Health 2008 base Operating Budget by \$115.0 thousand gross and \$0.0 net, and a staff increase of 1.0 permanent position, to reflect confirmed funding from the Ministry of Health Promotion.

**Background Information (Committee)**

Toronto Public Health 2008 Operating Budget Adjustment (Funding from the Ministry of Health Promotion)

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16685.pdf>

**27.24 Establishment of a Reserve Fund for the Purpose of Funding a Seniors' Exchange Program Between Toronto, Ontario and Paris, France**

<b>EX26.46</b>	ACTION	Amended		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motion:*

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

The Acting Deputy City Manager and Chief Financial Officer be requested to report back to Executive Committee, if the City of Toronto ascertains that the Toronto French Committee uses its funding towards the exchange program between Toronto, Ontario and Paris, France.

*Votes:*

Adoption of motion 1 by Councillor Del Grande:

Yes - 19	Councillors: Ashton, Cho, Del Grande, Di Giorgio, Fletcher, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Minnan-Wong, Nunziata, Rae, Saundercook, Thompson, Vaughan, Walker
No - 7	Councillors: Augimeri, Bussin, Carroll, Filion, McConnell, Mihevc, Perks

Carried by a majority of 12.

Adoption of the Item, as amended:

Yes - 26	Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Nunziata, Perks, Rae, Saundercook, Thompson, Vaughan, Walker
No - 0	

Carried unanimously.

### **City Council Decision**

City Council adopted the following motions:

1. Authority not be granted to establish a reserve fund using \$10,000.00 from the French Committee's 2008 and \$10,000.00 from its 2009 Operating Budgets for the purpose of funding a senior's exchange program between Toronto, Ontario and

Paris, France.

2. The Acting Deputy City Manager and Chief Financial Officer be requested to report back to Executive Committee, if the City of Toronto ascertains that the Toronto French Committee uses its funding towards the exchange program between Toronto, Ontario and Paris, France.

### **Background Information (Committee)**

Establishment of a Reserve Fund for the Purpose of Funding a Seniors' Exchange Program between Toronto, Ontario and Paris, France

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16691.pdf>)

Letter (October 23, 2008) from Councillor Adam Giambrone

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16692.pdf>)

### **Communications (Committee)**

(November 7, 2008) submission from Dan Brignoli, Chair, CFVT (EX.Supp.EX26.46.1)

## **27.25 AUDIT COMMITTEE MEETING 9**

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.

December 1, 2008

Adopted by consent	AU9.2	2007 Investment and Leasing Policy Compliance (Ward All)
Held for consideration Minute 27.26	AU9.3	Protecting Water Quality and Preventing Pollution – Assessing the Effectiveness of the City's Sewer Use By-Law, Toronto Water (Ward All)
Held for consideration Minute 27.27	AU9.4	Audit of City Performance in Achieving Access, Equity and Human Rights Goals (Ward All)
Adopted by consent	AU9.5	Managing Employee Attendance – Opportunities for Improvement (Ward All)
Adopted by consent	AU9.7	2009 Audit Work Plan (Ward All)
Adopted by consent	AU9.10	Arenas - 2007 Audited Financial Statements and Management Letters (Ward All)





### **City Council Decision**

City Council adopted the following motions:

1. The General Manager, Toronto Water, ensure that when new industries are identified, site visits be conducted as soon as possible, in order to determine whether or not provisions of the Sewer Use By-law apply. In addition, any change in circumstance, such as the closure of a business, should be updated on the database.
2. The General Manager, Toronto Water, review the business location database to ensure that all important information, such as potential to pollute, industry identification code and address, are recorded for each business location.
3. The General Manager, Toronto Water, require that supervisory staff document their review of inspection reports. Non-inspection activities, such as telephone calls and meetings, should not be reported as inspections.
4. The General Manager, Toronto Water, review inspection and sampling targets to ensure that they are reasonable, given risks to pollute and the staff resources available, and report to City Council by September 2009 on recommended targets and resources required to meet those targets.
5. The General Manager, Toronto Water, develop annual and quarterly inspection plans that meet the inspection and sampling frequency targets established by management. Further, actual inspection and sampling activities should be compared to targets by supervisory staff.
6. The General Manager, Toronto Water, develop and implement tailored inspection checklists for certain industries, to ensure that industry specific risks are addressed on a consistent basis.
7. The General Manager, Toronto Water, in consultation with the City Legal Division, reassess the City's authority to enforce the implementation of pollution prevention plans. Should it be determined that no such authority exists, the General Manager consider whether seeking such authority is necessary.
8. The General Manager, Toronto Water, ensure that officers determine whether a pollution prevention plan was completed and available on site during regular facility inspections.
9. The General Manager, Toronto Water, in consultation with the General Manager, Economic Development, Culture and Tourism, determine whether the on-line application currently being used by the Economic Development, Culture and Tourism Division to communicate various licensing requirements could be used to

communicate to business owners the Sewer Use By-law requirements, including the submission of pollution prevention plans.

10. The General Manager, Toronto Water, develop criteria and procedures to guide the review and approval of pollution prevention plans, including verification of the accuracy of the plan by:
  - comparing the plan to recent sampling results;
  - comparing the current plan to the previous plan to determine whether targets for reducing pollutants were being met; and
  - requesting companies to provide supporting documentation with their pollution prevention plans.
11. The General Manager, Toronto Water, assign appropriate staff to the review and approval of pollution prevention plans to ensure, as a minimum, that plans are reviewed for high-risk industries and a sample of plans from low-risk industries.
12. The General Manager, Toronto Water, ensure that timely enforcement action is taken, where appropriate, for all identified violations of the Sewer Use By-law. Where enforcement action is not considered appropriate, reasons should be documented and reviewed by supervisory staff. Evidence of supervisory review should be documented.
13. The General Manager, Toronto Water, monitor companies in the compliance program to ensure that they are meeting the terms of their agreement with the City. If a company fails to comply with their agreement, the compliance agreement should be terminated and appropriate and timely enforcement actions taken. Where management decides to amend, or not enforce the terms of an agreement, the reasons should be documented and approved by appropriate senior staff.
14. The General Manager, Toronto Water, assess the feasibility of using infraction notices to enforce the Sewer Use By-law.
15. The General Manager, Toronto Water review all participants in the reduced water rate program to ensure that they met, as at January 1, 2008, and continue to meet, conditions required to receive the reduced water rate. In circumstances where there is non-compliance, immediate action be taken including the retroactive billing of previously reduced rates.
16. The General Manager, Toronto Water, ensure that when sampling confirms that excess pollutants are being discharged into the sewer system the subject company be immediately advised that they may enter into a surcharge agreement. Immediate follow up be conducted in circumstances where companies do not respond within

established time limits.

17. The General Manager, Toronto Water, evaluate all surcharge agreements, particularly those that have been in existence for a significant period of time. This evaluation determines the appropriateness of the estimated values of wastewater discharges to the system. Further, all estimates be reviewed on a periodic basis, in order to ensure that they are still appropriate.
18. The General Manager, Toronto Water, develop a fee policy for all surcharge agreements that reflects the cost of sampling and testing and all companies subject to surcharge agreements be billed on a cost recovery basis.
19. The General Manager, Toronto Water, take steps to ensure that all financial terms of surcharge agreements are complied with. Interest on overdue payments owed to the City should be charged according to the terms of the surcharge agreement. Agreements should set interest rates in accordance with the rate prescribed by the Municipal Code.
20. The General Manager, Toronto Water, ensure companies subject to sanitary discharge agreements provide, on a timely basis, the information required to calculate any amount payable, and the City promptly bill and collect any amount due.
21. The General Manager, Toronto Water, in consultation with the Executive Director, Municipal Licensing and Standards, and the City Solicitor, review areas where reciprocal inspections between the two divisions would be possible and, if appropriate, establish a written protocol governing such inspections.
22. The General Manager, Toronto Water, prior to the development or acquisition of any new work management system, re-evaluate in detail all reporting requirements relating to inspection, sampling and enforcement activities. Such an evaluation be conducted in concert with all users. Further, development of any new system be required to incorporate detailed performance measurement reporting as well as the reporting requirements outlined in this report.
23. The General Manager, Toronto Water be requested to report to the Public Works and Infrastructure Committee:
  - a. for the February 2009 meeting, on the actions taken with respect to the review outlined in Part 15, above; and
  - b. no later than April 2009, on the actions taken with respect to the review outlined in Part 13, above.

**Background Information (Committee)**

Assessing the Effectiveness of the City's Sewer Use By-law - staff report (October 10, 2008) from the Auditor General

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16427.pdf>)

Appendix 1 - Protecting Water Quality and Preventing Pollution - Assessing the Effectiveness of the City's Sewer Use By-law, Toronto Water - June 25, 2008 report Auditor General's Office

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16437.pdf>)

Appendix 2 - Management Response to the Auditor General's Review

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16438.pdf>)

27.27 **Audit of City Performance in Achieving Access, Equity and Human Rights Goals**

<b>AU9.4</b>	<b>ACTION</b>	Amended		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motion:*

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

The City Manager be requested to report to the Executive Committee, every six months, on progress implementing the Auditor General's recommendations.

2. Councillor Holyday moved that motion 1 by Councillor Mihevc be amended to provide that the reports be submitted to the Audit Committee.

*Votes:*

Adoption of motion 2 by Councillor Holyday:

Yes - 13	Councillors: Ashton, Augimeri, Del Grande, Ford, Holyday, Lee, Lindsay Luby, Milczyn, Moeser, Nunziata, Saundercook, Stintz, Walker
No - 18	Councillors: Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Jenkins, McConnell, Mihevc, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan

Lost by a majority of 5.

Adoption of motion 1 by Councillor Mihevc, without amendment:

Yes - 24	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Filion, Fletcher, Hall, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Nunziata, Perks, Perruzza, Rae, Thompson, Vaughan, Walker
No - 7	
Councillors:	Del Grande, Ford, Giambrone, Holyday, Pantalone, Saundercook, Stintz

Carried by a majority of 17.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. The City Manager review the organizational placement of the Human Rights Office, with a view to identifying opportunities for enhancing its level of independence and authority recognizing:
  - a. the importance attached to the Human Rights Office;
  - b. the need for the independence of the Office; and
  - c. recent changes to the Ontario Human Rights Code.

Further, the City Manager report to City Council, by June 2010, on the impact of the changes to the Ontario Human Rights Code. Such information to include the number of complaints filed at the Human Rights Tribunal of Ontario involving the City, complaint resolutions and the associated costs.

2. City Council request all agencies, boards, commissions and corporations to report to Council, by June 2009, on whether they have developed a human rights policy and related complaint procedures, whether the policy and procedures are in keeping with provisions in the City's policy and procedures, and implementation of these policies and procedures.
3. City Council request the major agencies, boards, commissions and corporations to provide an annual human rights report to Council detailing the numbers and types of human rights complaints received by the Human Rights Tribunal of Ontario involving the respective agency, board, commission and corporation, and the

complaint resolutions and associated costs.

4. The City Manager, in consultation with the City Solicitor, review the existing complaint protocol of the Integrity Commissioner, in order to ensure that Councillor-related human rights and harassment complaints are dealt with in a manner consistent with other complaints and are in the best interest of the public.
5. The Executive Director of the Human Resources Division, in view of current changes to the Ontario Human Rights Code, review the current level of resources in the City's Human Rights Office to ensure that it is adequately resourced to carry out its responsibilities.
6. The Executive Director of the Human Resources Division consider adapting the Fraud and Waste Hotline complaint management system for use by the Human Rights Office, to improve efficiency in complaint in-take and management functions.
7. The City Manager increase the profile of the Human Rights Office, in order to ensure the general public and City employees are aware of its role and mandate. The increased profile be accomplished by providing additional information on the Human Rights Office via the City's Web site. Consideration also be given to revising the Web page to accommodate a process whereby human rights complaints can be submitted online.
8. The City Manager, in consultation with the City's agencies, boards, commissions and corporations, consider creating a consolidated Human Rights Office Web page for receiving human rights or harassment-related complaints or enquiries concerning services and practices of the City's divisions, agencies, boards, commissions and corporations.
9. The City Manager report back to the Executive Committee, as requested by City Council in 2006, on methods by which members of the community can be more actively engaged and how Council can better interact with community groups that reflect the changing demographics across Toronto.
10. The City Manager complete the development of a City-wide civic engagement strategy, as recommended by the Governing Toronto Advisory Panel in 2005. The civic engagement strategy should address issues including:
  - a. defining the term "civic engagement" in the context of City operation and service;
  - b. developing an inventory of civic engagement activities; and
  - c. developing performance indicators.
11. The City Manager, in developing a corporate civic engagement strategy, explore

the feasibility and cost-benefit of adding an annual public survey to the City's civic engagement methods. The public survey should collect information relating to improving City services and decision-making. Survey results should be available to the public via the City Web site.

12. The City Manager, in developing a corporate civic engagement strategy, identify and advise Council on the need for establishing formal civic engagement mechanisms connecting the City's diverse population groups with City government. Steps to be undertaken should include but not be limited to:
  - a. review and address past operational issues encountered by the Community Advisory Committees, the Working Groups and the Roundtable on Access, Equity and Human Rights;
  - b. assess current needs for providing opportunities for specific population groups to advise City Council of issues specific to the groups; and
  - c. periodically evaluate formal civic engagement structures to identify and address issues affecting their effectiveness.
13. The City Manager undertake a review of public suggestions and expert advice from previous public consultations and commissioned research on civic engagement, and incorporate review results into the development of a corporate civic engagement strategy. Future public consultations should focus on obtaining public input related to City services, efforts and decision-making rather than how best to obtain public input.
14. The City Manager consider establishing a formal process to seek employee input, on a proactive and regular basis, on equity and diversity issues related to the community and the workplace.
15. The Executive Director of the Human Resources Division provide a detailed report to Council, by March 2009, on results of the 2007 workforce survey for non-union employees, including information on representation of designated groups and comparative results with census data.
16. The Executive Director of the Human Resources Division review how other large organizations conduct workforce surveys and, where appropriate, adopt methods used by the other organizations to improve the response rate of the City workforce survey of unionized employees.
17. The Executive Director of the Human Resources Division take steps to increase the workforce survey response rate among new City employees. Such steps should include, but not be limited to:

- a. improving the survey distribution method; and
  - b. improving the communication of the purpose and benefits of the survey to new City employees.
18. The Executive Director of the Human Resources Division consider posting workforce survey results on the City Web site to demonstrate the City's commitment to creating an inclusive workforce.
19. The Executive Director of the Human Resources Division take steps to develop a proactive employment equity plan. Such a plan should include but not be limited to:
- a. establishing corporate objectives for equitable representation of diverse groups;
  - b. providing measures to remove barriers in achieving employment equity; and
  - c. including mechanisms for measuring and monitoring progress.
20. The City Manager determine the feasibility and merit of establishing a corporate fund for employment accommodation. Where appropriate, divisional budgets be adjusted to reflect this change. Such a review take into account the practices of other organizations.
21. The Executive Director of the Human Resources Division develop strategies, objectives and action plans to increase employees' awareness of human rights and diversity issues in the workplace. Further, the Executive Director ensure diversity and human rights training is considered a corporate priority in developing training strategies, goals and objectives under the City's Learning Strategy 2008-2011.
22. The City Manager report to Council on the development of a Toronto Urban Aboriginal Strategy and an Aboriginal Office, by June 2009.
23. The City Manager report to Council on the pilot test results of the application of the Equity Lens and the Equity Impact Statement as directed by Council in 2006. The report should also provide clear recommendations on the next implementation steps of this initiative.
24. The City Manager direct all City divisions to develop their respective Access, Equity and Human Rights Action Plan in accordance with Council direction.
25. The City Manager consider the following for further improving divisional action planning in relation to access, equity and human rights:



- a. shortening the planning cycle from three to two years; and
  - b. requesting divisions to link implementation status to planned activities on an annual basis.
26. The City Manager provide divisions with adequate staff training and corporate support to help improve the effectiveness of action plans, including the development of task-specific activities and measurable performance indicators relevant to corporate direction and divisional objectives.
27. The City Manager establish a formal process whereby access, equity and human rights initiatives and accomplishments by the City's major agencies, boards, commissions and corporations is systematically tracked and reported to City Council on a periodic basis.
28. City Council request the City major agencies, boards, commissions and corporations to complete an access, equity and human rights action plan consistent with divisional action plans by 2010. The City Manager should facilitate the planning process and report to City Council on implementation status.
29. The Executive Director of the Human Resources Division, in consultation with the City Manager, consider including specific access, equity and human rights performance indicators in the annual performance evaluation of management staff.
30. The City Manager be requested to report to the Executive Committee, every six months, on progress implementing the Auditor General's recommendations.

**Background Information (Committee)**

Audit of City Performance in Achieving Access, Equity and Human Rights Goals - report (October 14, 2008) from the Auditor General

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16435.pdf>

Appendix 1 - Audit of City Performance in Achieving Access, Equity and Human Rights Goals - Auditor General's Office, October 14, 2008

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16436.pdf>

Appendix 2 - Management's Response to the Auditor General's Audit

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16459.pdf>

Presentation material submitted by the Auditor General

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-17219.pdf>

27.28 **Business Improvement Areas (BIAs) - 2007 Audited Financial Statements - Report No. 2**

AU9.17	ACTION	Adopted		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council approve the 2007 audited financial statements and management letters of the thirty-two Business Improvement Areas attached as Appendices A-1 to JJ-1.

**Background Information (Committee)**

Business Improvement Areas (BIAs) - 2007 Audited Financial Statements - Report No. 2 - staff report (October 21, 2008)

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16505.pdf>)

Appendix A-1 - Albion-Islington Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16371.pdf>)

Appendix A-2 - Albion-Islington Business Improvement Area Management Letter

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16372.pdf>)

Appendix B-1 - Bloor Annex Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16373.pdf>)

Appendix C-1 - Bloor by the Park Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16374.pdf>)

Appendix D-1 - Bloordale Village Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16375.pdf>)

Appendix E-1 - Bloor Street Business Improvement Area - 2007n Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16376.pdf>)

Appendix F-1 - Chinatown Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16377.pdf>)

Appendix F-2 - Chinatown Management Letter

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16378.pdf>)

Appendix G-1 - College Promenade Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16379.pdf>)

Appendix H-1 - Dovercourt Village Business Improvement Area - 2007 Audited Financial

Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16380.pdf>)

Appendix I-1 - Downtown Yonge Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16381.pdf>)

Appendix J-1 - Dundas West Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16382.pdf>)

Appendix K-1 - Emery Village Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16383.pdf>)

Appendix K-2 - Emery Village Business Improvement Area Management Letter

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16384.pdf>)

Appendix L-1 - Fairbank Village Business Improvement Area - 2007 Audited Financial Statement

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16385.pdf>)

Appendix M-1 - Forest Hill Village Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16386.pdf>)

Appendix N-1 - Gerrard India Bazaar Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16387.pdf>)

Appendix N-2 - Gerrard India Bazaar Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16388.pdf>)

Appendix O-1 - Greektown on the Danforth Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16389.pdf>)

Appendix O-2 - Greektown on the Danforth Business Improvement Area Management Letter

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16390.pdf>)

Appendix P-1 - Hillcrest Village Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16391.pdf>)

Appendix Q-1 - Junction Gardens Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16392.pdf>)

Appendix Q-2 - Junction Gardens Business Improvement Area Management Letter

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16393.pdf>)

Appendix R-1 - Kennedy Road Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16394.pdf>)

Appendix S-1 - Long Branch Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16395.pdf>)

Appendix T-1 - Mimico Village Business Improvement Area - 2007 Audited Financial Statements

(<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16396.pdf>)

Appendix T-1 - Mimico Village Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16397.pdf>

Appendix U-1 - Mirvish Village Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16398.pdf>

Appendix V-1 - Pape Village Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16399.pdf>

Appendix W-1 - St. Clair Avenue West Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16400.pdf>

Appendix X-1 - St. Lawrence Neighbourhood Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16401.pdf>

Appendix Y-1 - The Eglinton Way Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16402.pdf>

Appendix Y-2 - The Eglinton Way Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16403.pdf>

Appendix Z-1 - Upper Village Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16404.pdf>

Appendix AA-1 - Village of Islington Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16405.pdf>

Appendix BB-1 - West Queen West Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16406.pdf>

Appendix CC-1 - Weston Village Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16407.pdf>

Appendix CC-2 - Weston Village Business Improvement Area Management Letter

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16408.pdf>

Appendix DD-1 - Wexford Heights Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16409.pdf>

Appendix DD-2 - Wexford Heights Business Improvement Area Management Letter

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16410.pdf>

Appendix EE-1 - Wychwood Heights Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16411.pdf>

Appendix FF-1 - York-Eglinton Business Improvement Area - 2007 Audited Financial Statements

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16412.pdf>

Appendix FF-2 - York-Eglinton Business Improvement Area Management Letter

<http://www.toronto.ca/legdocs/mmis/2008/au/bgrd/backgroundfile-16413.pdf>



proposed by-law attached to this report as Attachment 1, with the by-law amended to provide that:

1. the Penalty provisions contained in Section 243-8, headed "Offence", come into effect on January 1, 2013; and
2. the by-law apply to all City divisions, agencies, boards and commissions with each individual site reporting its own use of the substances covered under this by-law.

2. adding the following:

The Medical Officer of Health be requested to report to the Board of Health on the timeframe for the City and agencies, boards and commissions' compliance with the by-law.

- b. adding the following:

1. The Medical Officer of Health be requested to report to the Budget Committee on the long-term funding commitment of the Province of Ontario to provide funding to the Board of Health for this program.
2. City Council state that a core principle of this program is that reporting businesses not be required to pay any reporting, filing, or emissions-based fees to the City of Toronto in conjunction with this By-law and that this core principle be enshrined in the By-law.

2. Councillor Lee moved that the Item be amended by adding the following to Recommendation 5 of the Board of Health:

If an agreement is not reached with Environment Canada to use the OWNERS system or the output calculator is not ready by December 31, 2009, the Medical Officer of Health be requested to report to the Board of Health on alternative reporting options.

so that Recommendation 5 now reads as follows:

5. City Council forward this report to Environment Canada and request Toronto Public Health to pursue an agreement with Environment Canada to use their web-based One Window for National Environmental Reporting System (OWNERS) system to enable facilities to electronically submit data for this program. If an agreement is not reached with Environment Canada

to use the OWNERS system or the output calculator is not ready by December 31, 2009, the Medical Officer of Health be requested to report to the Board of Health on alternative reporting options.

3. Councillor Minnan-Wong moved that the Item be amended by:
  - a. adding to Recommendation 5 the words “and that the agreement detailing implementation and costs developed between Toronto Public Health and Environment Canada regarding the City’s participation in the OWNERS system shall be forwarded as soon as possible to City Council for approval”, so that Recommendation 5 now reads as follows:
    5. City Council forward this report to Environment Canada and request Toronto Public Health to pursue an agreement with Environment Canada to use their web-based One Window for National Environmental Reporting System (OWNERS) system to enable facilities to electronically submit data for this program and that the agreement detailing implementation and costs developed between Toronto Public Health and Environment Canada regarding the City’s participation in the OWNERS system shall be forwarded as soon as possible to City Council for approval.
  - b. adding the following:

The Medical Officer of Health be requested to report to Council in 2009, through the Board of Health, with the details of joint provincial/municipal programs for pilot and research projects and economic incentives to help small and medium sized businesses develop environmental best practices.
4. Councillor Parker moved that the Item be referred back to the Medical Officer of Health, with a request that he report to Council, through the Board of Health, when the final version of the Ontario Government’s Toxic Reduction Strategy is released, or in one year’s time, whichever occurs first.

*Motion to End Debate:*

Councillor Moscoe moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on motion 4 by Councillor Parker and take the vote immediately, the vote on which was taken as follows:

Yes - 24
Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lee, Mihevc, Moscoe, Nunziata, Pantalone, Perks, Rae, Vaughan,

Walker
No - 12 Councillors: Ford, Grimes, Holyday, Jenkins, McConnell, Milczyn, Minnan-Wong, Ootes, Palacio, Parker, Perruzza, Saundercook

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

*Vote on Referral:*

Adoption of motion 4 by Councillor Parker:

Yes - 7 Councillors: Ford, Holyday, Minnan-Wong, Ootes, Palacio, Parker, Saundercook
No - 31 Mayor: Miller Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 24.

*Votes:*

Adoption of motion 1a by Councillor Milczyn:

Yes - 11 Councillors: Ashton, Del Grande, Ford, Grimes, Hall, Holyday, Jenkins, Milczyn, Ootes, Palacio, Saundercook
No - 24 Mayor: Miller Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Heaps, Kelly, Lee, McConnell, Mihevc, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 13.

Motion 2 by Councillor Lee carried.



Adoption of motion 3a by Councillor Minnan-Wong:

Yes - 7 Councillors:	Del Grande, Ford, Grimes, Holyday, Jenkins, Milczyn, Ootes
No - 29 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lee, McConnell, Mihevc, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker

Lost by a majority of 22.

Adoption of motion 1b by Councillor Milczyn:

Yes - 16 Councillors:	Ainslie, Ashton, Del Grande, Di Giorgio, Ford, Grimes, Hall, Holyday, Jenkins, Lee, Milczyn, Moscoe, Ootes, Palacio, Saundercook, Walker
No - 20 Mayor: Councillors:	Miller Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Heaps, Kelly, McConnell, Mihevc, Nunziata, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 4.

Adoption of motion 3b by Councillor Minnan-Wong:

Yes - 11 Councillors:	Ainslie, Ashton, Ford, Grimes, Holyday, Jenkins, Lee, Milczyn, Nunziata, Ootes, Saundercook
No - 25 Mayor: Councillors:	Miller Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, McConnell, Mihevc, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 14.

Adoption of the Item, as amended:

Yes - 33	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 3	
Councillors:	Ford, Holyday, Ootes

Carried by a majority of 30.

### **City Council Decision**

City Council adopted the following motions:

1. City Council approve the Environmental Reporting, Disclosure and Innovation Program described in the report (October 30, 2008) from the Medical Officer of Health and in the technical document (Attachment 2) entitled “Environmental Reporting, Disclosure and Innovation – A Proposed Program for the City of Toronto – November 2008”.
2. The City Solicitor be authorized to prepare and introduce a Bill in Council in the form or substantially in the form of the proposed by-law attached to this report as “Attachment 1”.
3. City Council forward this report to Environment Canada and request Toronto Public Health to pursue an agreement with Environment Canada to use their web-based One Window for National Environmental Reporting System (OWNERS) system to enable facilities to electronically submit data for this program. If an agreement is not reached with Environment Canada to use the OWNERS system or the output calculator is not ready by December 31, 2009, the Medical Officer of Health be requested to report to the Board of Health on alternative reporting options.
4. The Medical Officer of Health continue regular communication with senior staff from the Ontario Ministry of Environment and Environment Canada on the harmonization of the Federal, Provincial and local environmental reporting programs so as to avoid duplication and ensure seamless integration of reporting methods for affected facilities.

5. City Council request the Ontario Minister of the Environment to collaborate with the City during implementation of the provincial Toxics Reduction Strategy by providing funding and technical assistance for research and pilot projects to develop and promote environmental best practices and economic incentives to small and medium sized businesses in Toronto.

### **City Council Decision Advice and Other Information**

Speaker Bussin ruled the following Recommendations 3 and 4 of the Board of Health, relating to the 2009 Capital Budget, redundant, as these recommendations were considered by the Executive Committee at its Special meeting on November 25, 2008. The Executive Committee's recommendations on the Toronto Public Health 2009 Capital Budget will be before Council at the Special meeting on December 10, 2008:

3. City Council approve the addition of a new IT capital project, the Environmental Reporting, Disclosure and Innovation Program, to the Toronto Public Health 2009 Recommended Capital Budget with a total project cost of \$1.296 million that will require a 2009 cash flow of \$0.228 million and future commitments of \$0.615 million in 2010 and \$0.453 million in 2011.
4. The net operating impacts in the Toronto Public Health Operating Budget of \$0.163 million for 2010 (including six positions) and \$0.052 million in 2011 emanating from the approval of this project in 2009 be considered within the overall scope of Toronto Public Health's 2010 and 2011 operating budget submissions for the reporting and disclosure component of the program.

### **Background Information (Committee)**

Environmental Reporting, Disclosure and Innovation Program - Staff Report  
(<http://www.toronto.ca/legdocs/mmis/2008/hl/bgrd/backgroundfile-17196.pdf>)

Environmental Reporting, Disclosure and Innovation Program - Attachment 1  
(<http://www.toronto.ca/legdocs/mmis/2008/hl/bgrd/backgroundfile-17197.pdf>)

Environmental Reporting, Disclosure and Innovation Program - Attachment 2 - Cover Page.pdf  
(<http://www.toronto.ca/legdocs/mmis/2008/hl/bgrd/backgroundfile-17198.pdf>)

Environmental Reporting, Disclosure and Innovation Program - Attachment 2  
(<http://www.toronto.ca/legdocs/mmis/2008/hl/bgrd/backgroundfile-17199.pdf>)

### **Background Information (City Council)**

(November 25, 2008) Transmittal from the Executive Committee (HL19.7b)  
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17606.pdf>)

### **Communications (Committee)**

(November 12, 2008) letter from Sarah Miller, Coordinator and Researcher, and Joseph Castrilli, Counsel, Canadian Environmental Law Association (HL.Main.HL19.7.1)

(November 17, 2008) letter from Nancy Bradshaw, Co-Chair, Toronto Cancer Prevention

Coalition, Occupational and Environmental Working Group (HL.New.HL19.7.2)  
(November 17, 2008) letter from Cheryl Rook, Occupational Health Nurse, Occupational Health Clinics for Ontario Workers Inc. (HL.New.HL19.7.3)  
(November 17, 2008) letter from J.B. Boughs, CRSP, Director, Health Safety and Environment, Sanofi Pasteur Canada (HL.New.HL19.7.4)  
(November 17, 2008) letter from Paul Scrivener, The Toronto Industry Network (HL.New.HL19.7.5)  
(November 17, 2008) letter from M. Vuchnich, President, Leaside Business Park Association (HL.New.HL19.7.6)  
(November 17, 2008) letter from Paul H. Martin, President, Del Equipment Limited (HL.New.HL19.7.7)  
(November 17, 2008) letter from David M. Peters, Manager, Environment, Health and Safety and Responsible Care, BASF Canada (HL.New.HL19.7.8)  
(November 17, 2008) letter from Katrina Miller, Campaigns Director, Toronto Environmental Alliance (HL.New.HL19.7.9)  
(November 17, 2008) letter from Randy Bridge, Executive Director, Ontario Fabricare Association, and Representative of the Dry Cleaners in Toronto and Ontario (HL.New.HL19.7.10)  
(November 17, 2008) submission from Bill Davis, Executive Director, Toronto Automobile Dealers' Association (HL.New.HL19.7.11)  
(November 17, 2008) submission from Canadian Cancer Society, Ontario Division (HL.New.HL19.7.12)  
(November 17, 2008) letter from Fran Maclure, Outreach Coordinator, Women's Healthy Environments Network (WHEN) (HL.New.HL19.7.13)  
(November 17, 2008) submission from Medical Officer of Health (HL.New.HL19.7.14)

### **Communications (City Council)**

(November 21, 2008) letter from Rick Ludwig, Past President, Ontario Funeral Service Association (CC.Main.HL19.7.15)  
(November 27, 2008) e-mail from Sarah Miller, Coordinator and Researcher and Joseph Castrilli, Counsel, Canadian Environmental Law Association (CC.Supp.HL19.7.16)  
(November 26, 2008) letter from Plamen Petkov, Senior Policy Analyst, Canadian Federation of Independent Business (CC.New.HL19.7.17)  
(July 31, 2008) letter from Scott Marks, President, Toronto Professional Fire Fighters' Association, Local 3888, submitted by Councillor Adam Vaughan, Ward 20, Trinity-Spadina (CC.New.HL19.7.18)

## **27.31 CIVIC APPOINTMENTS COMMITTEE MEETING 18**

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.

December 1, 2008

Held for consideration Minute 27.32	CA18.1	Appointment to Fill Vacancy on the Property Standards Committee - Scarborough Panel
Adopted by consent	CA18.2	2008/2009 CNEA Appointments to the Board of Governors of Exhibition Place
Held for consideration Minute 27.33	CA18.3	Appointment to the Toronto Port Authority Board of Directors

**Consideration of Items - Civic Appointments Committee Meeting 18**

27.32 **Appointment to Fill Vacancy on the Property Standards Committee - Scarborough Panel**

CA18.1	ACTION	Amended		
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**December 2, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Davis moved that the Item be amended by:
  1. adding the words “and as a fence viewer for the City of Toronto under the Line Fences Act”, so that Recommendation 1 now reads:
    1. City Council appoint the alternate listed in Confidential Attachment 1 to the Property Standards Committee – Scarborough Panel and as a fence viewer for the City of Toronto under the Line Fences Act for a term of office ending on November 30, 2010, and until a successor is appointed.
  2. adding the following Recommendation 3:
  3. Fence viewers shall receive remuneration as set out in §447-9 of Chapter 447, Fences, of the City of Toronto Municipal Code.

*Votes:*

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

### City Council Decision

City Council adopted the following motions:

1. City Council appoint the alternate listed in Confidential Attachment 1 to the Property Standards Committee – Scarborough Panel and as a fence viewer for the City of Toronto under the Line Fences Act for a term of office ending on November 30, 2010, and until a successor is appointed.
2. The City Clerk make the appointee’s name public once appointed by Council and the appointee has been notified.
3. Fence viewers shall receive remuneration as set out in §447-9 of Chapter 447, Fences, of the City of Toronto Municipal Code.

Confidential Attachment 1 is now public in its entirety and contains the name of the following individual appointed to the Property Standards Committee - Scarborough Panel:

- Earle H. Straus

### **Confidential Attachment - 1 - Personal matters about an identifiable individual being considered for an appointment to the Property Standards Committee - Scarborough Panel**

#### **Background Information (Committee)**

(September 15, 2008) letter from Mary Handler

<http://www.toronto.ca/legdocs/mmis/2008/ca/bgrd/backgroundfile-17446.pdf>

### 27.33 **Appointment to the Toronto Port Authority Board of Directors**

<b>CA18.3</b>	ACTION	Adopted	
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

*Motion to Reconsider:*



		Toronto" (Ward All)
Held for consideration Minute 27.36	CD20.2	Development of the Community Partnership Strategy (Ward All)
Held for consideration Minute 27.37	CD20.3	Review of Child Safety Car Restraints Pilot Program (Ward All)
Adopted by consent	CD20.4	Smoke Alarm Awareness Program and Installation for Seniors and Disabled Individuals (Ward All)
Held for consideration Minute 27.38	CD20.8	Fountainhead Park Clubhouse (Ward 8)
Held for consideration Minute 27.39	CD20.9	Outdoor Artificial Ice Rink Season (Ward All)
Adopted by consent	CD20.12	Development of the 2010-2014 Child Care Service Plan (Ward All)
Held for consideration Minute 27.40	CD20.13	2009 Per Diem Rates for the Purchase of Service Shelter System and Related Matters (Ward All)
Adopted by consent	CD20.14	2009 Federal Homelessness Funding: Update No. 1 on Negotiation of a New Federal Agreement and Transition to the New Program (Ward All)
Adopted by consent	CD20.15	2009 Funding Allocations from the Toronto Homelessness Initiatives Fund, the Provincial Consolidated Homeless Prevention Program and Rent Bank Fund (Ward All)
Held for consideration Minute 27.41	CD20.16	CPIP 2008 Community Services Funding Allocations and Program Update (Ward All)
Adopted by consent	CD20.17	WoodGreen Community Services Facility - Proposed Relocation (Ward 30)
Adopted by consent	CD20.18	Update on Local Health Integration Networks (LHINs) (Ward All)



**Consideration of Items - Community Development and Recreation  
Committee Meeting 20**

27.35 **An Overview of "Starting in the Right Place: A New Approach to  
Employment and Social Services in Toronto"**

CD20.1	ACTION	Adopted		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. The General Manager of Social Services, where appropriate, in consultation with other City officials, proceed to implement the directions contained in "Starting in the Right Place: A New Approach to Employment and Social Services in Toronto".

**Background Information (Committee)**

cd20.1 - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17226.pdf>

cd20.1 - Attachment

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17227.pdf>

**Communications (Committee)**

(November 14, 2008) presentation from Heather MacVicar, General Manager, Social Services (CD.New.CD20.1.1)

27.36 **Development of the Community Partnership Strategy**

CD20.2	ACTION	Adopted		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Ford moved that the Item be received for information.

*Votes:*

Adoption of motion 1 by Councillor Ford:

Yes - 2	
Councillors:	Ford, Holyday
No - 29	
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker

Lost by a majority of 27.

Adoption of the Item, without amendment:

Yes - 27	
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 3	
Councillors:	Del Grande, Ford, Holyday

Carried by a majority of 24.

### **City Council Decision**

City Council adopted the following motions:

1. The Community Services Partnership Program priorities for new and increased funding in 2009 and 2010 be expanded to include:
  - a. core administration funding that supports the ability of community organizations to engage residents and build partnerships;
  - b. program funding that supports the participation of vulnerable residents in engagement opportunities;

- c. community development programs that allow vulnerable residents and neighbourhoods to identify needs, assets and opportunities and to act on them; and
- d. funding to strengthen the human resource base in organizations, particularly in terms of their ability to engage with residents, businesses, governments and other partners;

and that the enhanced funding of \$600,000.00 requested in 2009 for the Community Services Partnership Program included in the 2009 Community Partnership and Investment Program's Operating Budget submission, if approved by Council, be allocated to these expanded priorities.

- 2. The Executive Director, Social Development, Finance and Administration, report back to Council in September 2009 on the 2010 target for increased investment in the Community Services Partnership Program.
- 3. The Executive Director, Social Development, Finance and Administration, establish a work group composed of St. Christopher's House, the Community Social Planning Council of Toronto, Family Service Toronto, Toronto Neighbourhood Centres and other organizations as appropriate, to ensure effective agency involvement in the development of the Community Partnership Strategy.
- 4. The enhanced funding of \$600,000.00 requested in 2009 for the Community Services Partnership Program, included in the 2009 Community Partnership and Investment Program's Operating Budget submission, be forwarded to the Budget Committee for consideration during the 2009 Operating Budget process.

**Background Information (Committee)**

cd20.2 - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgnd/backgroundfile-17230.pdf>

**27.37 Review of Child Safety Car Restraints Pilot Program**

CD20.3	ACTION	Amended		Ward: All
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**December 2, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Moscoe moved that the Item be amended by adding the following:
  1. A concerted effort be made to provide retailers with information about the Toronto Child Safety Seat Coalition events and posters be distributed to retailers advertising the dates of clinics and how to participate.
  2. There be an annual report from the Toronto Child Safety Seat Coalition to Council, through the Community Development and Recreation Committee, such report to detail the number of installations on a year-by-year basis, and Toronto Fire Services be responsible for ensuring that this report is available.

*Votes:*

Part 1 of motion 1 by Councillor Moscoe carried.

Part 2 of motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Toronto Fire Services discontinue the current format of the Child Safety Car Restraints pilot program and that, alternatively, Toronto Fire Services' Prevention Inspectors participate in the Toronto Child Safety Seat Coalition events held periodically with the Toronto Police Service, Toronto Public Health and the Ministry of Transportation.
2. The dates of the Toronto Child Safety Seat Coalition clinics be circulated to manufacturers and distributors of safety car seats.
3. Toronto Fire Services maintain a hotline that can be called by the public to be informed of upcoming clinics and respond to inquiries concerning car seat installations.
4. A concerted effort be made to provide retailers with information about the Toronto Child Safety Seat Coalition events and posters be distributed to retailers advertising the dates of clinics and how to participate.
5. There be an annual report from the Toronto Child Safety Seat Coalition to Council, through the Community Development and Recreation Committee, such report to detail the number of installations on a year-by-year basis, and Toronto Fire

Services be responsible for ensuring that this report is available.

**Background Information (Committee)**

cd20.3 - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17229.pdf>

27.38 **Fountainhead Park Clubhouse**

CD20.8	ACTION	Adopted		Ward: 8
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Parks, Forestry and Recreation manage the Fountainhead Park Clubhouse in accordance with the harmonized permit policy and all other applicable policies.
2. The City Solicitor be requested to review all the documentation and evidence related to the use of the Fountainhead Park Clubhouse and to provide advice to the appropriate Committee.

**Background Information (Committee)**

cd20.8 - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17237.pdf>

27.39 **Outdoor Artificial Ice Rink Season**

CD20.9	ACTION	Adopted		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motion:

1. Weather permitting, the Outdoor Artificial Ice Skating season of twelve weeks be extended at a total of 14 outdoor artificial ice rinks, as indicated in Attachment 1, for an additional two week period to March 15, 2009.

### Background Information (Committee)

cd20.9 - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17238.pdf>

## 27.40 2009 Per Diem Rates for the Purchase of Service Shelter System and Related Matters

CD20.13	ACTION	Adopted		Ward: All
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### December 1, 2008

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 26 Councillors:	Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Perks, Saundercook, Walker
No - 5 Councillors:	Di Giorgio, Feldman, Shiner, Stintz, Vaughan

Carried by a majority of 21.

### City Council Decision

City Council adopted the following motions:

1. City Council approve the recommended per diem rates, bed capacities and Personal Needs Allowance rates for the shelter system as set out in Appendix A,

subject to the approval of the 2009 Operating Budget.

2. The General Manager, Shelter, Support and Housing Administration, and/or his designate, be authorized to:
  - a. enter into purchase of service agreements with community agencies and motel operators for the provision of shelter services and the issuance of Personal Needs Allowance, up to the maximum contract values as outlined in Appendix A, subject to approval of the 2009 Operating Budget;
  - b. contract with and issue payments of up to \$8.676 million(gross)/\$1.737 million (net) to Mental Health Program Services of Metropolitan Toronto (Habitat Services) for the provision of housing and supports for psychiatric consumer survivors living in Habitat contracted boarding or rooming houses subject to approval of the 2009 Operating Budget;
  - c. contract with and issue payments to the Toronto Hostels Training Centre for the administration and provision of training for shelter staff up to a maximum amount of \$198,000 subject to approval of the 2009 Operating Budget; and
  - d. purchase up to \$42,000 in training for staff of the directly operated shelters from the Toronto Hostel Training Centre in order to meet the training requirements laid out in the Council approved Toronto Shelter Standards, subject to approval of the 2009 Operating Budget.

### **Background Information (Committee)**

cd20.13 - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17250.pdf>

cd20.13 - Appendix A

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17251.pdf>

cd20.13 - Appendix B

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17252.pdf>

cd20.13 - Appendix C

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17253.pdf>

cd20.13 - Appendix D

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17254.pdf>

cd20.13 - Appendix E

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17255.pdf>

cd20.13 - Appendix F

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17256.pdf>

cd20.13 - Appendix G

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17257.pdf>

cd20.13 - Appendix H

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17258.pdf>

**Communications (Committee)**

(November 13, 2008) e-mail from Bob Duff, Executive Director, St. Simon's Shelter (CD.New.CD20.13.1)

27.41 **CPIP 2008 Community Services Funding Allocations and Program Update**

<b>CD20.16</b>	ACTION	Adopted		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 25 Councillors:	Ainslie, Augimeri, Bussin, Carroll, Davis, Del Grande, Di Giorgio, Fletcher, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook
No - 2 Councillors:	Ford, Holyday

Carried by a majority of 23.

**City Council Decision**

City Council adopted the following motions:

1. City Council approve 2008 Service Development Investment Program allocations totalling \$392,000.00 to 10 organizations as described in Appendix 1 and Appendix 2 of this report.
2. The 2008 Service Development Investment Program grant for the Marcus Garvey Centre for Leadership and Education be held pending Council consideration of the forthcoming report on 160 Rivalda Avenue.
3. City Council approve 2008 Food Security Investment Program allocations totalling \$300,000.00 to 10 organizations as described in Appendix 3 and Appendix 4 of this report.



4. City Council approve Snow Shovelling and Lawn Care Program allocations totalling \$344,383.00 to 12 organizations and an amount of \$31,717.00 for subsidy and transition issues, as described in Appendix 5 of this report.
5. City Council authorize the Executive Director, Social Development, Finance and Administration, to enter into a three-year renewal agreement with Findhelp Information Services, in accordance with the terms and conditions outlined in Appendix 6, and any other terms and conditions and format acceptable to the City Solicitor.
6. City Council approve Service Development Investment Program guideline changes, starting in the 2009 funding cycle:
  - a. the funding cap be changed from \$50,000.00 to \$75,000.00; and
  - b. the funding model timeline be extended to 5 years.
7. City Council approve a change to the Community Services Partnership guidelines to include the shared infrastructure platform model of organization governance as implemented by Sage Centre in Toronto, and the Executive Director, Social Development, Finance and Administration, develop a three-year agreement with Sage Centre to undertake shared assessment of the impact of this model on accountability and community capacity.

**Background Information (Committee)**

cd20.16 - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-17261.pdf>

**27.42 ECONOMIC DEVELOPMENT COMMITTEE MEETING 17**

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.

December 1, 2008

- |  |        |  |
|--|--------|--|
| Adopted by consent                     | ED17.1 | Creative City Framework Implementation (Ward All)                                  |
| Held for consideration<br>Minute 27.43 | ED17.2 | Community Arts Action Plan for Toronto (Ward All)                                  |
| Held for consideration<br>Minute 27.44 | ED17.3 | Community Partnership and Investment Program<br>Culture Build Investment Program – |

2008 Allocations (Ward All)

Adopted by consent	ED17.4	2009 Business Improvement Area Operating Budgets: Report No. 1 (Ward All)
Adopted by consent	ED17.5	The Eglinton Way Business Improvement Area - Board of Management Deletions (Ward 16, 22)
Adopted by consent	ED17.6	Liberty Village Business Improvement Area Boundary Expansion Poll Results (Ward 14, 19)
Adopted by consent	ED17.7	Poll Results for the Proposed Mount Pleasant Business Improvement Area (Ward 22)
Held for consideration Minute 27.45	ED17.8	Poll Results for the Proposed Oakwood Village Business Improvement Area (Ward 15, 17)
Adopted by consent	ED17.9	Queen Street West Business Improvement Area (BIA) Poll Results (Ward 20)

**Consideration of Items - Economic Development Committee Meeting 17**

27.43 **Community Arts Action Plan for Toronto**

<b>ED17.2</b>	ACTION	Amended		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Moscoe moved that the Item be amended by adding the following:
  1. The Executive Director, Cultural Services be requested to submit a progress report, in one year's time, noting specifically what concrete results have accrued as a result of the Action Plan, including:
    - a. what new community arts programs were initiated;
    - b. what additional accessible space has opened up;
    - c. what additional funding has accrued to community arts groups;

- d. what festivals, events, shows or installations have resulted;
  - e. what co-operative programs, training sessions and seminars have been initiated; and
  - f. what new areas of the City have received arts programming.
2. The funding scenario selected for funding to the Major Cultural Organizations as outlined in Item ED17.1, headed “Creative City Framework Implementation”, be applied proportionally to the funding for Community Arts in Toronto.

*Permission to Withdraw Motion:*

Councillor Moscoe, with the permission of Council, withdrew Part 2 of his motion 1.

*Votes:*

Adoption of Part 1 of motion 1 by Councillor Moscoe:

Yes - 23 Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, Di Giorgio, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 4 Councillors: Fletcher, Ford, Holyday, Pantalone

Carried by a majority of 19.

Adoption of the Item, as amended:

Yes - 25 Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, Di Giorgio, Fletcher, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 2 Councillors: Ford, Holyday

Carried by a majority of 23.

**City Council Decision**

City Council adopted the following motions:

1. City Council endorse the Community Arts Action Plan (Appendix 1).
2. The Executive Director, Cultural Services be requested to submit a progress report, in one year's time, noting specifically what concrete results have accrued as a result of the Action Plan, including:
  - a. what new community arts programs were initiated;
  - b. what additional accessible space has opened up;
  - c. what additional funding has accrued to community arts groups;
  - d. what festivals, events, shows or installations have resulted;
  - e. what co-operative programs, training sessions and seminars have been initiated; and
  - f. what new areas of the City have received arts programming.

**Background Information (Committee)**

2008-11-20-ed17.2-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17314.pdf>)

2008-11-20-ed17.2-Appendix 1

(<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17315.pdf>)

2008-11-20-ed17.2-Appendix 2

(<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17316.pdf>)

2008-11-20-ed17.2-Appendix 3

(<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17317.pdf>)

27.44 **Community Partnership and Investment Program Culture Build Investment Program – 2008 Allocations**

<b>ED17.3</b>	ACTION	Adopted		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Ford moved that the Item be received for information.

*Ruling by Speaker:*

Speaker Bussin ruled that language used by Councillor Ford during his remarks was unparliamentary and requested that he more use appropriate language.

2. Councillor Holyday moved that the Item be amended by:
  1. deleting from Recommendation 1 of the Economic Development Committee, the figure "\$290,000.00" and replacing it with the figure "\$250,000.00", and that the organizations' allocations be adjusted accordingly; and
  2. deleting the following Recommendation 2 of the Economic Development Committee:

Recommendation to be deleted:

2. The Community Partnership and Investment Program's 2008 Approved Operating Budget, which includes \$250,000.00 gross and net expenditures for the Culture Build Investment Program, be increased one time by \$40,000.00 gross and zero net proposed to be funded by the Cultural Facilities Capital Grants Reserve Fund XR1211 to reflect the above allocations.

*Votes:*

Adoption of motion 1 by Councillor Ford:

Yes - 2 Councillors: Ford, Minnan-Wong
No - 26 Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker

Lost by a majority of 24.

Adoption of motion 2 by Councillor Holyday:

Yes - 3
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Councillors:	Ford, Holyday, Minnan-Wong
No - 25	
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Davis, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker

Lost by a majority of 22.

Adoption of the Item, without amendment:

Yes - 26	
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Davis, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 3	
Councillors:	Ford, Holyday, Minnan-Wong

Carried by a majority of 23.

### City Council Decision

City Council adopted the following motions:

1. Culture Build Investment Program allocations be approved for the following organizations:

a.	Bad Dog Theatre Company	\$10,500.00
b.	Coleman Lemieux & Compagnie	\$51,500.00
c.	Drum Artz Community Centre	\$80,000.00
d.	Factory Theatre	\$42,000.00
e.	Liaison of Independent Filmmakers of Toronto (LIFT)	\$70,000.00
f.	Mercer Union, A Centre for Contemporary Art	\$36,000.00

Total

\$290,000.00

2. The Community Partnership and Investment Program's 2008 Approved Operating Budget, which includes \$250,000.00 gross and net expenditures for the Culture Build Investment Program, be increased one time by \$40,000.00 gross and zero net proposed to be funded by the Cultural Facilities Capital Grants Reserve

Fund XR1211 to reflect the above allocations.

**Background Information (Committee)**

2008-11-20-ed17.3-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17318.pdf>

2008-11-20-ed17.3-Attachment 1

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17319.pdf>

27.45 **Poll Results for the Proposed Oakwood Village Business Improvement Area**

<b>ED17.8</b>	ACTION	Adopted		Ward: 15, 17
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**December 2, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Based on the poll results respecting the intention to designate the Oakwood Village BIA, the area described by Attachment No. 1 be designated as a Business Improvement Area (BIA), under Chapter 19 of the Toronto Municipal Code.
2. The City Solicitor be directed to submit a by-law to designate the area described in Attachment No. 1 as a Business Improvement Area.

**Background Information (Committee)**

2008-11-20-ed17.8-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17327.pdf>

2008-11-20-ed17.8-Attachment 1 - Map 1 of 3

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17328.pdf>

2008-11-20-ed17.8-Attachment 1- Map 2 of 3

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17329.pdf>

2008-11-20-ed17.8-Attachment 1 - Map 3 of 3

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-17330.pdf>

27.46 **GOVERNMENT MANAGEMENT COMMITTEE MEETING 19**

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.

December 1, 2008

Adopted by consent	GM19.1	Apportionment of Property Taxes – November 2008 Hearing (Ward All - Statutory: City of Toronto Act, 2006)
Adopted by consent	GM19.2	Cancellation, Reduction or Refund of Property Taxes – November 2008 Hearing (Ward All - Statutory: City of Toronto Act, 2006)
Adopted by consent	GM19.3	Designation of Sites Leased by Toronto Public Health at 2300 Sheppard Avenue West, 2340 Dundas Street West and 225 Duncan Mill Road as Municipal Capital Facilities (Ward 7, 14, 34)
Adopted by consent	GM19.5	Write-Off Policy for Fines under the Provincial Offences Act Deemed Uncollectible (Ward All)
Adopted by consent	GM19.6	Purchase Order Amendment – Sole Source Contract 47011841 for Safety Inspections, Parts, and Service for Various Aerial and Crane Devices (Ward All)
Adopted by consent	GM19.7	Exhibition Place - Records Retention By-law Amendment (Ward All)
Held for consideration Minute 27.47	GM19.8	Roundhouse Rail Heritage (Ward 20)
Held for consideration Minute 27.48	GM19.9	Agreement between the City of Toronto and Toronto Catholic District School Board for After School Space (Ward All)
Adopted by consent	GM19.10	Contract Award – Request for Proposal (RFP) 0612-08-0248 Supply, Installation and Operation of Snack and Hot Drink Vending (Ward All)
Held for consideration Minute 27.49	GM19.11	Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions (Ward 28)
Adopted by consent	GM19.13	Arbitration Settlement - 2 Bloor Street West (Ward 27)



Adopted by consent	GM19.15	Licence Renewal – Lands Adjacent to 3965 Keele Street (Ward 8)
Held for consideration Minute 27.50	GM19.16	Site Licence at the Corner of Allen Road & Transit Road (Ward 10)
Held for consideration Minute 27.51	GM19.17	Don Valley Brick Works – Ground Lease Amendments and New Parking Lot Lease – Part of 550 Bayview Avenue (Ward 29)

**Consideration of Items - Government Management Committee Meeting 19**

27.47 **Roundhouse Rail Heritage**

<b>GM19.8</b>	ACTION	Adopted		Ward: 20
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**December 1, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council establish a discretionary reserve fund called the “Rail Heritage Reserve Fund” to provide a source of funding for the development and state of good repair of Rail Heritage associated with the John Street Roundhouse (Attachment A).
2. Municipal Code Chapter 227 (Reserves and Reserve Funds) be amended by adding the “Rail Heritage Reserve Fund” to Schedule #7, Corporate Discretionary Reserve Funds, and that leave be granted for the introduction of any necessary bills in Council to give effect thereto.
3. Authority be granted to the Executive Director of Cultural Services to expand the scope of City rail heritage work to be coordinated and undertaken by the Tenant, in compliance with applicable City policies, including fair wage and labour trades, in order that the disruptive park construction be completed before July 2009 to coincide with the tenant’s grand opening and that any contracting money advanced by the Tenant to complete City work be deducted from the prepaid basic rent to be paid to the City, expected before summer 2009.

4. The Roundhouse Park Plan (Attachment B) be received for information.
5. The Chief Corporate Officer be directed to determine any necessary adjustments to the boundaries of Hydro One's Transformer Station lands, to facilitate a more compact underground configuration that would avoid demolition of the Roundhouse Machine Shop and support a reinstated driveway access, including any necessary conveyances to Hydro One and any reconveyances of the Transformer Station Lands to the City, and to report back to City Council for its consideration and direction.

### **Background Information (Committee)**

Report - Roundhouse Rail Heritage

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17380.pdf>)

Attachment A - Rail Heritage Reserve Fund Criteria

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17381.pdf>)

Attachment B - Roundhouse Park Plan

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17382.pdf>)

### 27.48 **Agreement between the City of Toronto and Toronto Catholic District School Board for After School Space**

<b>GM19.9</b>	ACTION	Adopted		Ward: All
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**December 2, 2008**

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 authority to negotiate and enter into a License Agreement with the Toronto Catholic District School Board for a ten (10) month term commencing September 1, 2008, and ending June 30, 2009, for the current use of certain rooms in the schools as specified in Schedule "A", and any future use of TCDSB school sites as determined by the General Manager of Parks, Forestry and Recreation and the TCDSB, at a fee to be offset through the Exchange of Services Agreement, in a form and content acceptable to the General Manager of Parks, Forestry and Recreation, and all in a form and content satisfactory to the City Solicitor.

2. City Council grant authority to the General Manager, Parks, Forestry and Recreation Division to amend the agreement from time to time to include additional schools, as determined by the General Manager of Parks, forestry and Recreation and the Toronto Catholic District School Board, to be used for the After School Recreation and Care (ARC) program.
3. City Council direct that the agreement automatically renew on an annual basis for a further 10 month term, subject to all terms and conditions of the agreement being met.

**Background Information (Committee)**

Report - Agreement between the City of Toronto and Toronto Catholic District School Board for After School Space

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17383.pdf>

**27.49 Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions**

<b>GM19.11</b>	ACTION	Adopted		Ward: 28
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This Item was considered during closed session.

(See Minute 27.103)

**27.50 Site Licence at the Corner of Allen Road and Transit Road**

<b>GM19.16</b>	ACTION	Referred		Ward: 10
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**December 2, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Moscoe moved that, given the prominent location of this tower, the Item be referred to the Chief Planner and Executive Director, City Planning:
  1. to enter into discussions with Rogers Wireless Inc., with a view to enhancing the appearance of the installation; and

2. to negotiate, in consultation with the Chief Corporate Officer, a public art component of the lease agreement for this structure, which can best be described as a “finger of jagged ugliness thrust into the Downsview sky”.

*Vote on Referral:*

Motion 1 by Councillor Moscoe carried.

### **City Council Decision**

City Council, given the prominent location of this tower, referred this Item to the Chief Planner and Executive Director, City Planning:

1. to enter into discussions with Rogers Wireless Inc., with a view to enhancing the appearance of the installation; and
2. to negotiate, in consultation with the Chief Corporate Officer, a public art component of the lease agreement for this structure, which can best be described as a “finger of jagged ugliness thrust into the Downsview sky”.

### **Background Information (Committee)**

Report - Site Licence at the Corner of Allen Road and Transit Road

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17396.pdf>)

Schedule A - Major Terms of the License Agreement

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17397.pdf>)

Schedule B - Location Map

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17398.pdf>)

## **27.51 Don Valley Brick Works – Ground Lease Amendments and New Parking Lot Lease – Part of 550 Bayview Avenue**

<b>GM19.17</b>	ACTION	Adopted		Ward: 29
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Ford moved that the Item be deferred until the Executive Director of Culture meets with the President of the Governor’s Bridge Ratepayers’ Association.

*Votes:*

Adoption of motion 1 by Councillor Ford:

Yes - 2 Councillors: Ford, Holyday
No - 27 Councillors: Ainslie, Augimeri, Bussin, Davis, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker

Lost by a majority of 25.

Adoption of the Item, without amendment:

Yes - 26 Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lee, McConnell, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 2 Councillors: Ford, Holyday

Carried by a majority of 24.

### **City Council Decision**

City Council adopted the following motions:

1. City Council grant authority:
  - A. to make the revisions listed below in Parts 1.B.i. to vi. inclusive of Recommendation 1 to the existing ground lease (“Ground Lease”) with Evergreen and Toronto And Region Conservation Authority (“TRCA”) for the Project known as “Evergreen at the Brickworks” (“Leased Lands”), at 550 Bayview Avenue; and
  - B. to make similar revisions to such other Project-related agreements including the existing heritage easement agreement (“Heritage Easement”) for the Leased Lands between TRCA and Evergreen, which, in the opinion of the General Manager of Economic Development, Culture and Tourism (“General Manager”) in consultation with the Chief Corporate Officer and

the Deputy City Manager and Acting Chief Financial Officer (“Acting DCM/CFO”) and TRCA, are also required to be so amended:

- i. to allow during the period from approximately early December 2008 to March 31, 2009, or such extension thereof not to extend past July 31, 2009 (“Phase One Construction”), for preparatory site preparation and mobilization, building stabilization including drilling of micro-piles or foundation caissons, installation of below-grade site services and infrastructure to existing City infrastructure; grade alterations for storm water management, erosion and sediment control, base courses to support asphalt, concrete and brick paving, and for universal accessibility, on terms and conditions satisfactory to Evergreen, TRCA and the General Manager in consultation with the Chief Corporate Officer;
- ii. thereafter, to allow Evergreen to substantially complete the rest of its Project construction work as described in Evergreen’s June 9, 2008 Site Plan Application submission as approved by TRCA in final form and in accordance with the Heritage Easement and Ground Lease by no later than December 31, 2010 (“Phase Two Construction”), unless the same be further extended as set out in the Ground Lease;
- iii. to amend and confirm that the description of and any reference to the “Leased Lands’ in the Ground Lease and related Project documentation shall henceforth include those sub-surface strata and ground-water portions of the Leased Lands which Evergreen, TRCA and the General Manager in consultation with the Chief Corporate Officer, agree in writing are necessary or desirable to effectively implement, support, maintain, repair, replace or otherwise be used, for the work described in Recommendation 1A., above, as well as all adjacent trench excavation areas disturbed or used in connection therewith;
- iv. by substituting a proposed maximum cost of Thirty-Seven Million, Eight-Hundred Thousand (\$37,800,000.00) Dollars (Inclusive of GST and other applicable taxes) for any references to the previously approved Forty-Two Million (\$42,000,000.00) Dollars in any agreement(s) between the City, TRCA, Evergreen and Evergreen’s design build guaranteed price contractor;
- v. by substituting a sum equal to Thirty-One Million, Five Hundred Thousand (\$31,500,000.00) Dollars (inclusive of GST and other applicable taxes) of Capital Improvement Construction Costs for the Project plus a 20% contingency thereof in the amount of Six

Million and Three Hundred Thousand (\$6,300,000.00) Dollars (collectively, Thirty Seven Million Eight Hundred Thousand (\$37,800,000.00)) Dollars for any references to the previously proposed amounts of Thirty-Five Million (\$35,000,000.00) Dollars and Seven Million (\$7,000,000.00) Dollars respectively; and

- vi. by extending the relevant time periods for fulfilling the pre-conditions and other requirements in the Ground Lease and related Project documentation relating to the commencement of the Ground Lease and to Project construction (other than the Substantial Completion Date) to allow for Phase One and Phase Two Construction and such other revisions as described above, from the dates currently described in the Ground Lease to such date(s) not to exceed December 31, 2010, as are considered satisfactory to the Chief Corporate Officer in consultation with the Acting Deputy City Manager and Chief Financial Officer and the General Manager.
2. City Council confirm that its earlier authorizations for the City to enter into financing related agreements with Evergreen and its institutional or private Project lenders and TRCA to facilitate construction of the Project on the Leased Lands shall be deemed to have also been so amended to include the revisions listed in Parts 1.B.i, to 1.B.vi., inclusive of Recommendation 1.
  3. City Council grant authority for the City to enter into:
    - i. an amending agreement with TRCA and Evergreen, and Ontario Heritage Trust and The W. Garfield Weston Foundation, as required; and
    - ii. the financing and other Project-related agreements with Evergreen and its lenders and TRCA,which, in the opinion of the General Manager in consultation with the Acting Deputy City Manager and Chief Financial Officer and Chief Corporate Officer, are appropriate, to implement the revisions described in Recommendations 1 and 2, subject to such further revisions and other terms and conditions as may be satisfactory to the General Manager in consultation with the Acting Deputy City Manager and Chief Financial Officer and the Chief Corporate Officer, all in form satisfactory to the City Solicitor.
  4. City Council grant authority to enter into a new lease with Evergreen (“Parking Lot Lease”) for a portion of the City-owned road allowance proximate to the Project shown as Part 1 on Sketch PS-2008-135 attached as Appendix 1 to this report, in order to permit use thereof by Evergreen for parking and access purposes for the Project, based on terms of a net lease to the City for nominal consideration,

having a term co-terminus with the Canadian Pacific Railway lease with Evergreen of adjacent lands but with an expiration date not later than the expiration of the Ground Lease and with a cross-default clause to the Ground Lease at the discretion of the Chief Corporate Officer, and subject to such other lease terms and conditions, as may be satisfactory to the Chief Corporate Officer and in a form satisfactory to the City Solicitor.

5. The Chief Corporate Officer be authorized to administer and manage the Parking Lot Lease, 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.

### **Background Information (Committee)**

Report - Don Valley Brick Works - Ground Lease Amendments and New Parking Lot Lease - Part of 550 Bayview Avenue

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17415.pdf>

Appendix 1 - Sketch Ps-2008-135

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17416.pdf>

## **27.52 LICENSING AND STANDARDS COMMITTEE MEETING 17**

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.

December 1, 2008

- |  |        |   |
|--|--------|---|
| Held for consideration<br>Minute 27.53 | LS17.1 | Toronto Licensing Tribunal Annual Report Requirements (Ward All)  |
| Adopted by consent                     | LS17.3 | Review of Applications to be Included in the City's List of Approved Professional Holistic Associations (Ward All - Statutory: City of Toronto Act, 2006) |

### **Consideration of Item - Licensing and Standards Committee Meeting 17**

#### **27.53 Toronto Licensing Tribunal Annual Report Requirements**

<b>LS17.1</b>	ACTION	Adopted		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.



*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council amend the relationship framework of the Toronto Licensing Tribunal so that the Tribunal is encouraged to identify improvements to the Licensing By-laws and make recommendations to the Licensing and Standards Committee, subject to those recommendations being first reviewed by the Executive Director, Municipal Licensing and Standards Division, for comment.
2. The Toronto Licensing Tribunal be requested to provide minutes of its business meetings to the Chair and Members of the Licensing and Standards Committee for information.
3. City Council so advise the Toronto Licensing Tribunal of this action.

**Background Information (Committee)**

Staff Report from City Manager

<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-16326.pdf>

**27.54 PLANNING AND GROWTH MANAGEMENT COMMITTEE MEETING 20**

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.

December 1, 2008

Held for consideration Minute 27.55	PG20.2	Municipal Code Chapter 363, Construction and Demolition By-law: Technical and Fee Schedule Amendments (Ward All)
Withdrawn Minute 27.56	PG20.5	Zoning Review of Reverse Slope Driveway Regulations (Ward All)
Held for consideration Minute 27.57	PG20.6	Toronto Green Standard Update: Performance Measures for Sustainable Development (Ward All)
Held for consideration	PG20.7	By-law to Require and Govern the Construction of

Minute 27.58 Green Roofs in Toronto (Ward All)

Held for consideration PG20.8 Eco-Roof Incentive Program (Ward All)  
Minute 27.59

**Consideration of Items - Planning and Growth Management Committee Meeting 20**

**27.55 Municipal Code Chapter 363, Construction and Demolition By-law: Technical and Fee Schedule Amendments**

<b>PG20.2</b>	ACTION	Amended		Ward: All
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**December 3, 2008**  
Speaker Bussin in the Chair.

*Motion:*

1. Councillor Moscoe moved that the Item be amended by adding the following:
  1. The “alternative solution” fee (\$2,000.00) and “evaluation of alternative material or solution” fee (\$5,000.00) be also applied to applications where the building permit fee is more than \$50,000.00 and such revenues be used to offset or reduce these fees for smaller properties.
  2. The Chief Building Official and Executive Director, Toronto Building, report to the Planning and Growth Management Committee on this matter in one year, including recommended fee adjustments.
  3. The Chief Building Official and Executive Director, Toronto Building, be requested to develop a schedule of “innovative solutions and alternative methods” that prove successful over a period of time, with a view to allowing them to be used without additional fees.

*Votes:*

Adoption of motion 1 by Councillor Moscoe:

Yes - 14	
Councillors:	Ainslie, Davis, De Baeremaeker, Fletcher, Giambrone, Grimes, Heaps, Jenkins, Lee, Milczyn, Moscoe, Nunziata, Perks, Walker
No - 13	

Councillors:	Bussin, Di Giorgio, Ford, Hall, Holyday, Kelly, McConnell, Palacio, Pantalone, Perruzza, Rae, Saundercook, Vaughan
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Carried by a majority of 1.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. City Council adopt the amendments to Chapter 363 of the Municipal Code, largely itemized in the form attached (Appendix A) to implement necessary technical and administrative changes required as a result of the 2006 Ontario Building Code, as outlined in the report, including fees to recover the costs of:
  - a. the review and approval of alternative solutions and building materials under the objective based code format (effective January 1, 2009);
  - b. administrative work related to remediating former marijuana grow operation properties (effective January 1, 2009); and
  - c. public requests for the disclosure of plans and records (effective April 1, 2009).
2. The funding outlined in the report, in the amount of \$779.0 thousand gross, \$0 net, be referred to the Budget Committee for consideration with the 2009 Operating Budget process to permit Toronto Building:
  - a. to conduct inspections of former marijuana grow operations, as required by the City of Toronto Act, 2006; and
  - b. to provide expanded routine disclosure of building permit records and plans.
3. The “alternative solution” fee (\$2,000.00) and “evaluation of alternative material or solution” fee (\$5,000.00) be also applied to applications where the building permit fee is more than \$50,000.00 and such revenues be used to offset or reduce these fees for smaller properties.
4. The Chief Building Official and Executive Director, Toronto Building, report to the Planning and Growth Management Committee on this matter in one year, including recommended fee adjustments.

5. The Chief Building Official and Executive Director, Toronto Building, be requested to develop a schedule of “innovative solutions and alternative methods” that prove successful over a period of time, with a view to allowing them to be used without additional fees.

### **Background Information (Committee)**

Municipal Code Chapter 363, Construction and Demolition By-law: Technical and Fee Schedule Amendments

(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-16863.pdf>)

Appendix A

(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-17483.pdf>)

## 27.56 Zoning Review of Reverse Slope Driveway Regulations

<b>PG20.5</b>	ACTION	Withdrawn		Ward: All
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### **December 1, 2008**

Speaker Bussin in the Chair.

During Council’s review of the Order Paper, Speaker Bussin ruled that the recommendations of the Planning and Growth Management Committee pertaining to reverse-sloped driveways were out of order because they were contrary to a decision of City Council made on September 24 and 25, 2008. The Planning and Growth Management Committee recommendations pertaining to boarding and lodging houses were also ruled out of order because they were contrary to a decision of the North York Community Council made on July 7, 2008.

### **City Council Decision**

This Item was ruled out of order at City Council.

### **City Council Decision Advice and Other Information**

Speaker Bussin ruled that the recommendations of the Planning and Growth Management Committee pertaining to reverse-sloped driveways were out of order because they were contrary to a decision of City Council made on September 24 and 25, 2008. The Planning and Growth Management Committee recommendations pertaining to boarding and lodging houses were also ruled out of order because they were contrary to a decision of the North York Community Council made on July 7, 2008.

### **Background Information (Committee)**

Zoning Review of Reverse Slope Driveway Regulations

(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-16861.pdf>)

**Background Information (City Council)**

(November 21, 2008) Transmittal from the North York Community Council, headed "Local Measures to Reduce Basement Flooding in the North York Community Council Area" (PG20.5a)

(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17582.pdf>)

(November 21, 2008) Transmittal from the North York Community Council, headed "Definition of Boarding or Lodging House - North York Zoning By-law 7625" (PG20.5b)

(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17583.pdf>)

27.57 **Toronto Green Standard Update: Performance Measures for Sustainable Development**

PG20.6	ACTION	Amended		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Milczyn moved that the Item be amended by:
  - a. deleting from Recommendation 1 of the Planning and Growth Management Committee, the following Tier 2 requirement from the sector headed "Automobile Infrastructure":

"Provide a 1-year Metropass to all purchasers of residential units."
  - b. adding the following:

City Council confirm that the implementation of the Tier 2 Development Charge Refund Program will be reviewed as part of the Development Charges By-law at the February 2009 Executive Committee meeting.

*Votes:*

Adoption of motion 1a by Councillor Milczyn:

Yes - 14 Councillors: Di Giorgio, Heaps, Holyday, Kelly, Lee, Milczyn, Nunziata, Palacio, Perks, Rae, Saundercook, Stintz, Vaughan, Walker
No - 12

Councillors:	Ainslie, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Ford, Giambrone, McConnell, Moscoe, Pantalone, Perruzza
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Carried by a majority of 2.

Motion 1b by Councillor Milczyn carried.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. City Council adopt the two-tiered set of performance measures associated with the Toronto Green Standard (revised Toronto Green Development Standard), as presented in Appendix A, with Appendix A amended by deleting the following Tier 2 requirement from the sector headed “Automobile Infrastructure”:  

“Provide a 1-year Metropass to all purchasers of residential units.”.
2. All divisions involved in the approval of development under the Planning Act apply the performance measures found in Tier 1 of the Toronto Green Standard to all rezoning, site plan and plan of subdivision applications, commencing September 2009.
3. All agencies, boards, commissions, divisions and corporations apply Tier 1 of the Toronto Green Standard commencing at the next capital budget cycle.
4. City Council request the Province to amend the City of Toronto Act to provide the ability for the City to require energy efficiency measures that exceed the levels set out in the Ontario Building Code (OBC).
5. The Chief Planner and Executive Director, City Planning, in consultation with other divisions involved in development review, prepare an implementation protocol for the application of the Toronto Green Standard by September 2009.
6. The Chief Planner and Executive Director, City Planning, undertake the next review of the Toronto Green Standard in two years’ time, in anticipation of changes to the Ontario Building Code.
7. City Council confirm that the implementation of the Tier 2 Development Charge Refund Program will be reviewed as part of the Development Charges By-law at the February 2009 Executive Committee meeting.

**Background Information (Committee)**

Toronto Green Standard Update: Performance Measures for Sustainable Development  
(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-16862.pdf>)

**Background Information (City Council)**

(November 27, 2008) supplementary report from the Chief Planner and Executive Director, City Planning Division (PG20.6a)  
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17605.pdf>)

27.58 **By-law to Require and Govern the Construction of Green Roofs in Toronto**

PG20.7	ACTION	Adopted		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 24 Councillors:	Ainslie, Bussin, Davis, De Baeremaeker, Di Giorgio, Filion, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, McConnell, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 1 Councillor:	Ford

Carried by a majority of 23.

**City Council Decision**

City Council adopted the following motions:

1. City Council direct the Chief Planner and the Chief Building Official to consult with affected stakeholders about the proposed approach, to require and govern the construction of green roofs as outlined in this report.
2. City Council direct the Chief Planner and the Chief Building Official to report back to the next meeting of the Planning and Growth Management Committee with the results of the consultation and technical review and a draft by-law containing a green roof construction standard for implementation in January 2009.

3. Proposed amendments or additions to the technical requirements of the Toronto Green Roof Construction Standard undergo review by the Green Roof Technical Advisory Group, prior to consideration by Council.
4. City Council direct the Chief Planner and the Chief Building Official to review and report to the January 8, 2009 meeting of the Planning and Growth Management Committee on requiring green roofs for larger sites developed with low density or low-rise (four floors or less) residential built forms.

**Background Information (Committee)**

By-law to Require and Govern the Construction of Green Roofs in Toronto  
(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-16784.pdf>)

Attachment

(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-17247.pdf>)

**27.59 Eco-Roof Incentive Program**

<b>PG20.8</b>	ACTION	Adopted	Ward: All
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**December 3, 2008**

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 terms of reference set out in Appendix I to the report as the selection criteria for the Eco-Roof Incentive Program.
2. City Council authorize the Director of the Toronto Environment Office to award funds under the Eco-Roofs Incentive Program according to the terms of reference set out in Appendix I.
3. For the purposes of the Eco-Roof Incentive Program, a financial incentive of:
  - a. \$50.00 per square metre of green roof installed, be paid to eligible industrial, commercial and institutional property owners as per the terms of reference set out in Attachment I to this report, to a maximum of \$100,000



per award; and

- b. \$2.00 - \$5.00 per square metre of cool roof installed, be paid to eligible industrial, commercial and institutional property owners as per the terms of reference set out in Attachment I to this report, to a maximum of \$50,000 per award.
4. City Council request the Director of the Toronto Environment Office to provide an annual report to the Executive Committee on the status of the Eco-Roof Incentive Program and any proposed refinements to the incentives and program terms of reference.

### **Background Information (Committee)**

Eco-Roof Incentive Program

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-16869.pdf>

### **Communications (City Council)**

(December 3, 2008) letter from Colin Viebrock, Green Garage (CC.New.PG20.8.1)

## **27.60 PUBLIC WORKS AND INFRASTRUCTURE COMMITTEE MEETING 20**

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.

December 1, 2008

Held for consideration Minute 27.61	PW20.1	Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles (Ward All)
Adopted by consent	PW20.2	Amendments to Processing Fees Due to LCBO Deposit Return Program (Ward All)
Held for consideration Minute 27.62	PW20.3	Negotiated Settlement with EcoMedia Direct Incorporated over Damaged Litter Bins (Ward All)
Adopted by consent	PW20.6	Toronto Bicycle Station User Fees (Ward All)
Adopted by consent	PW20.9	Traffic Control Signal Study - Morningside Avenue and Tams Road (Ward 43, 44)
Held for consideration	PW20.10	Confirmation of Levels of Service for Roadway and

Minute 27.63		Roadside Winter Maintenance Services (Ward All)
Adopted by consent	PW20.11	Amendment to Municipal Code Chapter 851 - Water Supply (Ward All)
Adopted by consent	PW20.12	Assignment of Transportation Component of the Wastewater System By-Products Transportation and Disposal Agreement (Ward All)
Held for consideration Minute 27.64	PW20.13	Community Program for Stormwater Management Grant Approvals (Ward All)
Adopted by consent	PW20.14	Sole Source Request for Professional Engineering Services - Scott Street Sewage Pumping Station Rehabilitation (Ward 28)
Adopted by consent	PW20.20	Consent to Assignment of Agreement - Toronto Community Housing Corporation - Community Energy Distribution Systems - Regent Park Revitalization and Moss Park (Ward 28)
Held for consideration Minute 27.65	PW20.21	2008 Bikeway Network Program - Phase 5 Installation of Bicycle Lanes (Ward 37, 38, 43, 44)

**Consideration of Items - Public Works and Infrastructure Committee Meeting 20**

**27.61 Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles**

PW20.1	ACTION	Amended		Ward: All
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This Item was considered during closed session.

(See Minute 27.103)

**27.62 Negotiated Settlement with EcoMedia Direct Incorporated over Damaged Litter Bins**

PW20.3	ACTION	Amended		Ward: All
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**December 3, 2008**  
Speaker Bussin in the Chair.

*Motion:*

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

With respect to future street furniture agreements, staff take whatever measures may be necessary to ensure that the City is not exposed to this type of litigation.

*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 confidential instructions to staff in Attachment 1.
2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, if any settlement is finalized.
3. With respect to future street furniture agreements, staff take whatever measures may be necessary to ensure that the City is not exposed to this type of litigation.

Confidential Attachment 1 to the report (October 28, 2008) from the General Manager, Transportation Services and the General Manager, Solid Waste Management Services, remains confidential 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, including matters before administrative tribunals, affecting the municipality or local board. The confidential information and recommendations contained in Confidential Attachment 1 will be made public if any settlement is finalized.

**Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board**

**Background Information (Committee)**

2008-11-12-PW20.3-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17104.pdf>

27.63 **Confirmation of Levels of Service for Roadway and Roadside Winter Maintenance Services**

PW20.10	ACTION	Referred		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Perruzza moved that the Item be referred back to the Public Works and Infrastructure Committee for further consideration at its meeting on January 6, 2009.

*Vote on Referral:*

Motion 1 by Councillor Perruzza carried.

**City Council Decision**

City Council referred Item PW20.10 back to the Public Works and Infrastructure Committee for further consideration at its meeting on January 6, 2009.

**Background Information (Committee)**

2008-11-12-PW20.10-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17113.pdf>

2008-11-12-PW20.10-Appendix 1

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17114.pdf>

2008-11-12-PW20.10-Appendix 2

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17115.pdf>

2008-11-12-PW20.10-Appendix 3

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17116.pdf>

2008-11-12-PW20.10-Appendix 4

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17117.pdf>

2008-11-12-PW20.10-Appendix 5

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17118.pdf>

2008-11-12-PW20.10-Appendix 6

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17119.pdf>

**Communications (Committee)**

(November 12, 2008) submission from Hamish Wilson (PW.New.PW20.10.1)

27.64 **Community Program for Stormwater Management Grant Approvals**

PW20.13	ACTION	Amended		Ward: All
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**December 3, 2008**

Speaker Bussin in the Chair.

*Motion:*

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

The General Manager, Toronto Water, complete a review of the Community Program for Stormwater Management and report to the Public Works and Infrastructure Committee, in April 2009, on any recommended changes to the application process and evaluation criteria used to assess submissions, including a review of limits placed on funding project management or staff costs associated with delivering projects devoted to advancing the requirements of the Wet Weather Flow Management Plan.

*Votes:*

Motion 1 by Councillor Fletcher carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. City Council approve the following projects for funding in the amount of \$98,179.00, net of GST, including a 10 percent administrative fee for Toronto and Region Conservation Authority (TRCA) under the Community Program for Stormwater Management:
  - a. Out of the Frying Pan and into the Shade – Toronto District Catholic School Board - \$25,000.00;
  - b. Lower Central Don and Taylor Creek Restoration Project – Friends of the Don East - \$25,000.00;
  - c. Rainwater Harvest for Greenroof Irrigation – Mountain Equipment Coop - \$9,604.00;
  - d. Transforming Gardens – Garden Green - \$4,650.00; and
  - e. Butterfly Garden – Toronto District School Board - \$25,000.00.
2. The General Manager, Toronto Water, complete a review of the Community Program for Stormwater Management and report to the Public Works and

Infrastructure Committee, in April 2009, on any recommended changes to the application process and evaluation criteria used to assess submissions, including a review of limits placed on funding project management or staff costs associated with delivering projects devoted to advancing the requirements of the Wet Weather Flow Management Plan.

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

### Background Information (Committee)

2008-11-12-PW20.13-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17122.pdf>)

### 27.65 2008 Bikeway Network Program - Phase 5 Installation of Bicycle Lanes

PW20.21	ACTION	Amended		Ward: 37, 38, 43, 44
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### December 2, 2008

Speaker Bussin in the Chair.

#### *Motion:*

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

The approval of the Phase 5 Installation of Bicycle Lanes be conditional upon the acceptance of the final design by the Toronto Transit Commission staff, failing which the recommended design be brought to the Public Works and Infrastructure Committee for final approval prior to acceptance, such report, if necessary, to be submitted within six months.

#### *Vote:*

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

Yes - 33	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Saundercook, Thompson, Walker

No - 10 Councillors: Feldman, Ford, Holyday, McConnell, Mihevc, Ootes, Rae, Shiner, Stintz, Vaughan
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Carried by a majority of 23.

### **City Council Decision**

City Council adopted the following motions:

1. City Council approve the installation of bicycle lanes on both sides of Lawrence Avenue East, from Victoria Park Avenue to Rouge Hills Drive, conditional upon acceptance of the final design by Toronto Transit Commission staff, failing which the recommended design shall be brought to the Public Works and Infrastructure Committee for final approval prior to acceptance, such report, if necessary, to be submitted within six months.
2. City Council authorize the General Manager, Transportation Services, to develop and implement the detailed design for the Lawrence Avenue East bicycle lanes, consistent with the Lawrence Avenue Study and the Lawrence Avenue Streetscape Plan, including amendments to traffic and parking regulations, in consultation with the Ward Councillors and Toronto Transit Commission (TTC) staff.
3. The bicycle lanes in Ward 43 be installed at the time of road resurfacing.
4. 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 (Committee)**

2008-11-12-PW20.21-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17350.pdf>

2008-11-12-PW20.21-Drawing 421P0119

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17351.pdf>

## **27.66 STRIKING 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.

December 1, 2008

Held for consideration    ST10.1    Council Member Appointments to Executive, Standing and Special Committees, City Agencies and Advisory Bodies (Ward All)  
Minute 27.67

### Consideration of Item - Striking Committee Meeting 10

#### 27.67 Council Member Appointments to Executive, Standing and Special Committees, City Agencies and Advisory Bodies

ST10.1	ACTION	Amended		Ward: All
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**December 1, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Del Grande moved that the Item be amended by:
  - a. deleting from Recommendation 3 of the Striking Committee, as it relates to the appointments to the Toronto and Region Conservation Authority, the name "M. Del Grande" and inserting instead the name "R. Ford"; and
  - b. deferring consideration of the following Recommendation 2i of the Striking Committee, given that the Executive Committee has decided to consider a proposal to remove restrictions on Membership of the Audit Committee at its January 5, 2009 meeting, until the recommendation of the Executive Committee is before Council:
    - 2i. Audit Committee  
(six members who cannot be Chairs of Standing Committee, Chairs of Community Councils, or Members of the Budget Committee)

Councillor Mike Del Grande  
Councillor Rob Ford  
Councillor Doug Holyday  
Councillor Chin Lee  
Councillor John Parker  
Councillor Anthony Perruzza

(The Audit Committee elects its Chair from its Members)

*Ruling by Speaker:*

Councillor Del Grande requested that his time for questioning Deputy Mayor Pantalone, Chair of the Striking Committee, be adjusted because the Deputy Mayor had provided a



lengthy answer and Councillor Del Grande did not have enough time to complete his questions.

Speaker Bussin ruled that Councillor Del Grande's time for questioning would not be adjusted.

Councillor Ootes challenged the ruling of the Speaker.

*Vote to Uphold the Ruling of the Speaker:*

Yes - 15	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Fletcher, Lindsay Luby, Mammoliti, Mihevc, Moeser, Palacio, Pantalone
No - 28	
Councillors:	Ashton, Del Grande, Di Giorgio, Feldman, Filion, Ford, Grimes, Heaps, Holyday, Jenkins, Kelly, Lee, McConnell, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker

Lost by a majority of 13.

*Motions:*

2. Councillor Feldman moved that the Item be amended by amending Recommendations 2a and 2d of the Striking Committee to provide that Councillor Ainslie is appointed as a member of the Community Development and Recreation Committee and Councillor Feldman is appointed as a member of the Licensing and Standards Committee.
3. Councillor Ford moved that the Item be amended by deleting the name "R. Ford" for appointment to the following bodies:
  - Metro Toronto Police Benefit Fund – Board of Trustees
  - Toronto Fire Department Superannuation and Benefit Fund Committee.

**December 2, 2008**

Speaker Bussin in the Chair.

*Ruling by Speaker:*

Councillor Feldman, rose on a point of privilege and requested the Speaker to rule on comments made by Councillor Mammoliti respecting some Members of Council and their committee appointments.

Speaker Bussin ruled that Councillor Mammoliti did not have to withdraw his comments.

Councillor Feldman challenged the ruling of the Speaker.

*Vote to Uphold the Ruling of the Speaker:*

Yes - 23	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Giambrone, Hall, Heaps, Lindsay Luby, Mammoliti, McConnell, Mileczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Walker
No - 15	
Councillors:	Ainslie, Del Grande, Feldman, Filion, Ford, Holyday, Jenkins, Lee, Nunziata, Ootes, Parker, Saundercook, Shiner, Stintz, Vaughan

Carried by a majority of 8.

*Motions:*

4. Councillor Stintz moved that the Item be amended by:
  - a. deleting Recommendation 1 of the Striking Committee, and that Council determine the four Members-at-large of the Executive Committee by ballot after the Chair has called for nominations, in accordance with Council's balloting procedures; and
  - b. adding the following:
 

That Councillor Shiner, in recognition of the environmental agenda that he has promoted, be nominated for appointment to the Toronto Hydro Corporation Board of Directors, and that Council determine these appointments by ballot.
5. Councillor Holyday moved that the Item be amended by deleting from Recommendation 3 of the Striking Committee, as it relates to the appointments to the Harbourfront Centre Board of Directors, the name "G. Lindsay Luby" and inserting instead the name "R. Ford".

*Votes:*

Adoption of motion 1a by Councillor Del Grande:

Yes - 16 Councillors:	Ashton, Del Grande, Feldman, Ford, Holyday, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Shiner, Stintz, Thompson, Walker
No - 29 Mayor: Councillors:	Miller Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan

Lost by a majority of 13.

Motion 1b by Councillor Del Grande carried.

Adoption of motion 2 by Councillor Feldman:

Yes - 25 Councillors:	Ainslie, Ashton, Cho, Del Grande, Di Giorgio, Feldman, Ford, Grimes, Holyday, Jenkins, Lee, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 20 Mayor: Councillors:	Miller Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Moscoe, Pantalone, Perks, Perruzza, Rae

Carried by a majority of 5.

Adoption of motion 3 by Councillor Ford:

Yes - 20 Councillors:	Ashton, Del Grande, Feldman, Ford, Heaps, Holyday, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Perks, Shiner, Stintz, Thompson, Vaughan, Walker
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No - 25	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Jenkins, Kelly, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perruzza, Rae, Saundercook

Lost by a majority of 5.

Adoption of motion 4a by Councillor Stintz:

Yes - 19	
Councillors:	Ashton, Augimeri, Del Grande, Feldman, Ford, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker
No - 26	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 7.

Adoption of motion 4b by Councillor Stintz:

Yes - 17	
Councillors:	Ashton, Del Grande, Feldman, Ford, Holyday, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker
No - 28	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 11.

Adoption of motion 5 by Councillor Holyday:

Yes - 13 Councillors:	Del Grande, Di Giorgio, Feldman, Ford, Holyday, Lee, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz, Walker
No - 32 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan

Lost by a majority of 19.

Adoption of the Item, as amended:

Yes - 31 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan
No - 14 Councillors:	Del Grande, Feldman, Ford, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Shiner, Stintz, Thompson, Walker

Carried by a majority of 17.

### **City Council Decision**

City Council adopted the following motions:

1. Executive Committee:  
(13 members)

City Council appoint the following four members-at-large to the Executive Committee for a term of office starting January 1, 2009 to November 30, 2010, and until successors are appointed:

Councillor Shelley Carroll  
Councillor Giorgio Mammoliti

Councillor Pam McConnell  
Councillor Joe Mihevc

*(The following Members are already appointed to the Executive Committee by virtue of office or having been appointed by the Mayor as a Standing Committee Chair:*

*Mayor David Miller, Chair*

*Deputy Mayor Joe Pantalone, Vice-Chair*

*Councillor Janet Davis, Chair, Community Development and Recreation Committee*

*Councillor Glenn De Baeremaeker, Chair, Public Works and Infrastructure Committee*

*Councillor Paula Fletcher, Chair, Parks and Environment Committee*

*Councillor Norman Kelly, Chair, Planning and Growth Management Committee*

*Councillor Gloria Lindsay Luby, Chair, Government Management Committee*

*Councillor Howard Moscoe, Chair, Licensing and Standards Committee*

*Councillor Kyle Rae, Chair, Economic Development Committee)*

2. Standing Committees and Special Committees:

City Council appoint the following members-at-large to the Standing Committees and Special Committees for a term of office starting January 1, 2009 to November 30, 2010, and until successors are appointed:

a. Community Development and Recreation Committee  
(six members)

Councillor Paul Ainslie  
Councillor Maria Augimeri  
Councillor Cliff Jenkins  
Councillor Joe Mihevc  
Councillor John Parker

*(Councillor Janet Davis having already been appointed Chair by the Mayor under Section 27-40 of Council Procedures, such appointment to be effective at the conclusion of the December 1, 2 and 3, 2008 regular City Council meeting)*

b. Economic Development Committee  
(six members)

Councillor Brian Ashton  
Councillor Sandra Bussin  
Councillor Mark Grimes  
Councillor Suzan Hall

Councillor Case Ootes

*(Councillor Kyle Rae having already been appointed Chair by the Mayor under Section 27-40 of Council Procedures)*

- c. Government Management Committee  
(six members)

Councillor Mike Del Grande  
Councillor A. A. Heaps  
Councillor Doug Holyday  
Councillor Pam McConnell  
Councillor Bill Saundercook

*(Councillor Gloria Lindsay Luby having already been appointed Chair by the Mayor under Section 27-40 of Council Procedures)*

- d. Licensing and Standards Committee  
(six members)

Councillor Mike Feldman  
Councillor Rob Ford  
Councillor Denzil Minnan-Wong  
Councillor Anthony Perruzza  
Councillor David Shiner

*(Councillor Howard Moscoe having already been appointed Chair by the Mayor under Section 27-40 of Council Procedures)*

- e. Parks and Environment Committee  
(six members)

Councillor Raymond Cho  
Councillor Ron Moeser  
Councillor Frances Nunziata  
Councillor Karen Stintz  
Councillor Michael Walker

*(Councillor Paula Fletcher having already been appointed Chair by the Mayor under Section 27-40 of Council Procedures)*

- f. Planning and Growth Management Committee  
(six members)

Councillor Frank Di Giorgio

Councillor John Filion  
Councillor Peter Milczyn  
Councillor Michael Thompson  
Councillor Adam Vaughan

*(Councillor Norm Kelly having already been appointed Chair by the Mayor under Section 27-40 of Council Procedures)*

- g. Public Works and Infrastructure Committee  
(six members)

Councillor Shelley Carroll  
Councillor Adam Giambrone  
Councillor Chin Lee  
Councillor Cesar Palacio  
Councillor Gord Perks

*(Councillor Glenn De Baeremaeker having already been appointed Chair by the Mayor under Section 27-40 of Council Procedures)*

- h. Affordable Housing Committee  
(five members, including at least one member from each Community Council, plus the Mayor or Mayor's designate)

Councillor A. A. Heaps  
Councillor Pam McConnell  
Councillor Howard Moscoe  
Councillor Cesar Palacio  
Councillor Adam Vaughan

*(Councillor Giorgio Mammoliti is the Mayor's designate. The Affordable Housing Committee elects its Chair from its Members.)*

- i. Budget Committee  
(six members plus a chair that the Executive Committee elects from its members)

Councillor Paul Ainslie  
Councillor Maria Augimeri  
Councillor A. A. Heaps  
Councillor Joe Mihevc  
Councillor Gord Perks  
Councillor Kyle Rae

*(Chair to be elected by the Executive Committee)*



- j. Civic Appointments Committee  
(eight members plus the Mayor or the Mayor’s designate as Chair)

Councillor Sandra Bussin  
Councillor Janet Davis  
Councillor Mike Del Grande  
Councillor Cliff Jenkins  
Councillor Ron Moeser  
Deputy Mayor Joe Pantalone  
Councillor Bill Saundercook

*(Councillor Adam Vaughan is the Mayor’s designate as Chair)*

- k. Employee and Labour Relations Committee  
(six members, plus a Chair that the Executive Committee elects from its Members)

Councillor Janet Davis  
Councillor Frank Di Giorgio  
Councillor Doug Holyday  
Councillor Cliff Jenkins  
Councillor Pam McConnell  
Councillor Frances Nunziata

*(Chair to be elected by the Executive Committee)*

3. Agencies, Boards, Corporations and External Bodies

City Council appoint the following members to agencies, boards, corporations and external bodies for a term of office starting January 1, 2009 to November 30, 2010 and until successors are appointed, under Municipal Code Chapter 27, unless the table notes otherwise:

Name of Board	Number of Members to be Appointed	Term of Office	Members
Toronto Community Housing Corporation (TCHC) Board of Directors	<p style="text-align: center;">3</p> <p><b>plus</b> the Mayor or designate</p> <p>Composition: The Mayor or designate:</p> <ul style="list-style-type: none"> <li>• 3 Members of</li> </ul>	November 30, 2010 and until successors are appointed	<p>S. Hall G. Mammoliti A. Perruzza</p> <p>plus P. Fletcher, as the Mayor’s designate</p>

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	<p style="text-align: center;">Council</p> <ul style="list-style-type: none"> <li>• 9 citizens, 2 of whom are tenants</li> </ul>		
Toronto Hydro Corporation Board of Directors	<p style="text-align: center;">2</p> <p><b>plus</b> the Mayor or designate</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• Mayor or designate</li> <li>• 2 Members of Council</li> <li>• 8 citizens</li> </ul> <p>Hydro Board Members should not also serve on Enwave.</p>	November 30, 2010 and until successors are appointed	<p>J. Pantalone B. Saundercook</p> <p><b>plus</b> G. Perks, as the Mayor's designate</p>
Toronto Waterfront Revitalization Corporation	1	December 16, 2008 to December 15, 2011	Mayor D. Miller
Exhibition Place Board of Governors	<p style="text-align: center;">4</p> <p><b>plus</b> the Mayor or designate</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• Mayor or designate</li> <li>• 4 Members of Council</li> <li>• 3 members appointed by CNEA</li> <li>• 4 citizen members</li> <li>• President of the CNEA</li> </ul>	November 30, 2010 and until successors are appointed	<p>M. Grimes G. Lindsay Luby J. Pantalone G. Perks</p> <p><b>plus</b> M. Augimeri, as the Mayor's designate</p>
Heritage Toronto Board of Directors	2	November 30, 2010 and until successors	K. Rae A. Vaughan

	<p>Composition:</p> <ul style="list-style-type: none"> <li>• Members of Council</li> <li>• 8 members - 2 nominated by each Community Council from the Museum Board, the Preservation Boards or Panels or interested citizen</li> <li>• 1 member nominated by the Toronto Historical Association</li> <li>• 1 member nominated by the Aboriginal community</li> <li>• 15 citizen members</li> </ul>	are appointed	
<p>Hummingbird Centre for the Performing Arts Board of Directors and</p> <p>Note: Members of the Striking Committee may only serve on one of the following: Toronto Police Services Board or the Hummingbird Centre for the Performing Arts Board of Directors</p>	<p style="text-align: center;">3</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 3 Members of Council</li> <li>• 9 Citizen members</li> </ul>	November 30, 2010 (Board) and until successors are appointed	<p>M. Feldman H. Moscoe B. Saundercook</p>
<p>Toronto Atmospheric Fund Board of Directors</p>	<p style="text-align: center;">4</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 4 Members of Council</li> </ul>	November 30, 2010 and until successors are appointed	<p>S. Carroll P. Fletcher C. Lee G. Perks</p>

	<ul style="list-style-type: none"> <li>• 7 citizens</li> </ul>		
Toronto Centre for the Arts Board of Directors	<p style="text-align: center;">5</p> <p>Composition (up to 12 members):</p> <ul style="list-style-type: none"> <li>• up to 5 Members of Council</li> <li>• 7 citizens</li> </ul>	November 30, 2010 and until successors are appointed	S. Carroll M. Feldman J. Filion C. Lee D. Minnan-Wong
Toronto Board of Health	<p style="text-align: center;">6</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 6 Members of Council</li> <li>• 6 citizens</li> <li>• 1 Education representative</li> </ul>	November 30, 2010 and until successors are appointed	R. Cho J. Davis J. Filion P. Fletcher C. Lee G. Perks
Toronto Parking Authority	<p style="text-align: center;">2</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 2 Members of Council</li> <li>• 5 citizens</li> </ul>	November 30, 2010 and until successors are appointed	M. Feldman K. Rae
Toronto Police Services Board	<p style="text-align: center;">3</p> <p>(Including the Mayor or if the Mayor chooses not to be a Member of the Board, another Member of Council, appointed by Council, under Police Services Act Section 27)</p> <p>Composition, (under Police</p>	November 30, 2010 and until successors are appointed	F. Di Giorgio P. McConnell A. Vaughan
Note: Members of the Striking Committee may only serve on one of the following: Toronto Police Services Board or the Hummingbird Centre for the Performing			

<p>Arts Board of Directors.</p> <p>Executive Committee members-at-large may not Chair the TPSB.</p>	<p>Services Act) – the Board consists of 7 members:</p> <ul style="list-style-type: none"> <li>• 4 to be appointed by Council: <ul style="list-style-type: none"> <li>- the Mayor or if the Mayor chooses not to be a Member of the Board, another Member of Council appointed by Council</li> <li>- 2 Members of Council</li> <li>- 1 one person appointed by resolution of the council, who is neither a member of the council nor an employee of the municipality</li> </ul> </li> <li>• 3 Provincial appointees</li> </ul>		
<p>Toronto Transit Commission</p>	<p>9</p> <p>Composition: The Commission is a body corporate consisting of the number of members that are appointed by the by-law of the Council</p>	<p>November 30, 2010 and until successors are appointed</p>	<p>M. Augimeri S. Bussin A. Giambrone S. Hall J. Mihevc P. Milczyn R. Moeser A. Perruzza B. Saundercook</p>
<p>Toronto Zoo Board of Management</p>	<p>6</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 6 Members of Council</li> <li>• 1 Toronto Zoo Foundation nominee</li> <li>• 2 high profile/scientist members</li> </ul>	<p>November 30, 2010 and until successors are appointed</p>	<p>P. Ainslie R. Cho G. De Baeremaeker M. Grimes N. Kelly G. Mammoliti</p>

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	<ul style="list-style-type: none"> <li>• 2 citizen members</li> </ul>		
Toronto Preservation Board	<p style="text-align: center;">1 - 3</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• up to 3 Members of Council</li> <li>• Chair or designate of each Community Preservation Panel</li> <li>• 7 citizens</li> </ul>	November 30, 2010 and until successors are appointed	K. Rae M. Thompson A. Vaughan
Metro Toronto Pension Plan Board of Trustees	<p style="text-align: center;">2</p> <p>(plus the Mayor or designate, who shall be a Member of Council, is a member by right of office)</p>	November 30, 2010 and until successors are appointed	F. Di Giorgio M. Walker
Metro Toronto Police Benefit Fund – Board of Trustees	<p style="text-align: center;">2</p> <p>(plus the Mayor or designate, who shall be a Member of Council, is a member by right of office)</p>	November 30, 2010 and until successors are appointed	F. Di Giorgio R. Ford
Toronto Civic Employees' Pension and Benefit Committee	<p style="text-align: center;">2</p>	November 30, 2010 and until successors are appointed	G. De Baeremaeker M. Walker
Toronto Fire Department Superannuation and Benefit Fund Committee	<p style="text-align: center;">2</p>	November 30, 2010 and until successors are appointed	R. Ford M. Walker
York Employees' Pension and Benefit Fund Committee	<p style="text-align: center;">2</p>	November 30, 2010 and until successors are appointed	F. Nunziata M. Walker

Occupational Health and Safety Coordinating Committee	1  Member of Council serves in the capacity of ex-officio Chair.	November 30, 2010 and until a successor is appointed	J. Davis
East York Community Centre Advisory Board 1081 Pape Avenue  Ward 29 Toronto – Danforth	2  Composition: <ul style="list-style-type: none"> <li>• 2 Members of Council</li> <li>• 9 citizens</li> </ul>	November 30, 2010 and until successors are appointed	J. Davis C. Ootes
Jenner Jean Marie Community Centre 48 Thorncliffe Park  Ward 26 Don Valley West	2  Composition: <ul style="list-style-type: none"> <li>• 2 Members of Council</li> <li>• 9 citizens</li> </ul>	November 30, 2010 and until successors are appointed	C. Jenkins J. Parker
12 Alexander Street Theatre Project Board of Directors	1	November 30, 2010 and until a successor is appointed	K. Rae
Art Gallery of Ontario Board of Trustees	1 or 2  <i>City of Toronto Act, 1997</i> amended subsection 4 (1) (c) of the Art Gallery of Ontario Act to read:  “two persons appointed by the Council of the City of Toronto, one of whom shall also be a member of that Council.”	November 30, 2010 and until successors are appointed	P. Milczyn A. Vaughan
Artscape Toronto	2	November 30, 2010 and until successors are appointed	S. Bussin A. Vaughan
UrbanArts Community	2	November 30, 2010	F. Nunziata

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Arts Council (formerly known as Arts York Board of Directors)		and until successors are appointed	C. Palacio
Canadian Film Centre Board of Directors	1	November 30, 2010 and until a successor is appointed	D. Shiner
Canadian National Exhibition Association, Municipal Section	16  plus the Mayor who is a Member by right-of-office  Note: Membership in the CNEA Municipal Section is a requirement to be appointed to the CNEA Board of Directors  Composition is set out in the Canadian National Exhibition Association (CNEA) Act	November 30, 2009  (1 year as stated in the CNEA Act)	P. Ainslie B. Ashton M. Augimeri R. Cho P. Fletcher R. Ford M. Grimes S. Hall D. Holyday N. Kelly C. Lee R. Moeser J. Pantalone J. Parker B. Saundercook M. Thompson
Canadian National Exhibition Association, Board of Directors	5  plus the Mayor who is a member by right of office. (Appointments must be members of the CNEA Municipal Section)  Composition: <ul style="list-style-type: none"><li>• Mayor (by right of office)</li><li>• 5 Members of the municipal Section appointed by Council</li><li>• 1 member of the Board of Ontario Place</li><li>• 7 Members from each of the other 3</li></ul>	November 30, 2009  (1 year as stated in the CNEA Act)	B. Ashton S. Hall D. Holyday N. Kelly M. Thompson



	<p>sections</p> <ul style="list-style-type: none"> <li>• the honorary President of the Association</li> <li>• up to 3 Past-Presidents of the Association <i>(Canadian National Exhibition Act)</i></li> </ul>		
Canadian Opera Company Board of Directors	<p>1</p> <p>as nominee for appointment</p>	November 30, 2010 and until a successor is appointed	M. Augimeri
Canadian Stage Company Board of Directors	<p>2</p>	November 30, 2010 and until successors are appointed	P. McConnell K. Rae
Design Exchange Board of Directors	<p>2</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 2 Members of Council</li> <li>• 18 citizens</li> </ul>	November 30, 2010 and until successors are appointed	S. Bussin K. Stintz
Dora Mavor Moore Awards Board of Directors	<p>1</p>	November 30, 2010 and until a successor is appointed	K. Rae
East Metro Youth Services Board of Directors	<p>1</p>	November 30, 2010 and until a successor is appointed	B. Ashton
East York Foundation Nominating Committee	<p>1</p> <p>(Mayor or designate)</p>	November 30, 2010 and until a successor is appointed	J. Davis, as the Mayor's designate
Friends of Maple Leaf	<p>1</p>	November 30, 2010	S. Bussin

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Cottage Board of Directors		and until a successor is appointed	
George R. Gardiner Museum of Ceramic Art Board of Trustees	1	November 30, 2010 and until a successor is appointed	K. Rae
Guild Renaissance Group Board of Directors	1	November 30, 2010 and until a successor is appointed	P. Ainslie
Greater Toronto Airports Authority (GTAA) Consultative Committee	2	November 30, 2010 and until successors are appointed	S. Hall D. Shiner
Greater Toronto Airports Authority (GTAA) Community Environment and Noise Advisory Committee	1	November 30, 2010 and until a successor is appointed	R. Ford
	<p>The City may also appoint an alternate for each voting member if it so wishes.</p> <p>The City of Toronto voting community members on this Committee include:</p> <ul style="list-style-type: none"> <li>• 1 elected representative</li> <li>• 1 resident</li> <li>• 1 additional member to be appointed at Council's discretion (i.e. such appointment is not required to be an elected representative)</li> </ul> <p><b>Note:</b> City Council decided on May 26 and 27, 2008 that the additional member should be a resident.</p>		
Foodshare Board of	1	November 30, 2010	S. Carroll

Directors		and until a successor is appointed	
Harbourfront Centre Board of Directors	3	November 30, 2010 and until successors are appointed	G. Lindsay Luby M. Thompson A. Vaughan
Homes First Society	1 (Member from Community Development and Recreation Committee)	November 30, 2010 and until a successor is appointed	J. Mihevc
Hockey Hall of Fame Board of Directors	3	Nominated for appointment at the Annual Meeting in Spring 2009 to Annual Meeting in Spring 2010 and from the Annual Meeting in Spring 2010 to the Annual Meeting in Spring 2011.	M. Grimes D. Holyday B. Saundercook
Lorraine Kimsa Young People's Theatre Board of Directors	1 or 2	November 30, 2010 and until a successor is appointed	P. McConnell
North York Historical Society Board of Directors	1	November 30, 2010 and until a successor is appointed	C. Jenkins
Rouge Park Alliance	2 plus alternates <ul style="list-style-type: none"> <li>• 2 Members of Council and;</li> <li>• 1 or more alternates who may be Councillors or staff</li> </ul>	November 30, 2010 and until successors are appointed	P. Ainslie R. Moeser  Alternates: R. Cho C. Lee
Ryerson Centre Board of Directors (Ward 27)	1	November 30, 2010 and until a successor is	K. Rae

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		appointed	
Scarborough Arts Council	1	November 30, 2010 and until a successor is appointed	A. A. Heaps
Toronto and Region Conservation Authority	9  Composition: 28 members, 14 appointed by City of Toronto  Council's Public Appointments Policy requires <ul style="list-style-type: none"><li>• 5 citizens</li><li>• 9 Council Members</li></ul>	November 30, 2010 and until the first meeting of the TRCA thereafter (Conservation Authorities Act)	P. Ainslie M. Augimeri G. De Baeremaeker M. Del Grande S. Hall P. Milczyn R. Moeser J. Parker A. Perruzza
Toronto Arts Council	5  Composition: <ul style="list-style-type: none"><li>• 5 Members of Council</li><li>• citizens</li></ul>	November 30, 2010 and until successors are appointed	N. Kelly P. McConnell A. Vaughan
Toronto Business Development Centre Board of Directors	1  (Member of the Economic Development Committee)	November 30, 2010 and until a successor is appointed	C. Ootes
Toronto Child Abuse Centre Board of Directors	1	November 30, 2010 and until a successor is appointed	S. Carroll
Toronto Financial Services Alliance	2  (Mayor or his designate and Chair of the Economic Development Committee)	November 30, 2010 and until successors are appointed	C. Lee, as the Mayor's designate K. Rae, Chair, Economic Development Committee

	<p>Composition:</p> <ul style="list-style-type: none"> <li>• Mayor or his designate</li> <li>• Chair of the Economic Development Committee</li> <li>• Composed of 3 tiers <ul style="list-style-type: none"> <li>- Leaders Forum, composed of CEO's from all segments of the Financial Services industry</li> <li>- Advisory Committee, working groups of Leaders Forum</li> <li>- Working Group</li> </ul> </li> </ul>		
Toronto Foundation for Student Success	<p style="text-align: center;">1</p> <p>Composition: 20 Directors including:</p> <ul style="list-style-type: none"> <li>• 1 Member of Council selected by Council and confirmed by the Members of the Corporation.</li> </ul>	November 30, 2010 and until a successor is appointed	J. Davis
Toronto Symphony Board of Directors	1	November 30, 2010 and until a successor is appointed	S. Bussin
Tourism Toronto Board of Directors	<p style="text-align: center;">1</p> <p>By-laws of Tourism Toronto provide for the appointment of 1 member of Council plus the Mayor</p>	November 30, 2010 and until a successor is appointed	J. Pantalone

York Community Information	1	November 30, 2010 and until a successor is appointed	F. Di Giorgio
Young Ambassadors Selection Committee for Learnx Foundation	1	November 30, 2010 and until a successor is appointed	P. McConnell
L'Association française des municipalités de l'Ontario/Association of Francophone Municipalities of Ontario (AFMO)	1	November 30, 2010 and until a successor is appointed	A. Giambrone
Bridgepoint Health Board of Governors	1	November 30, 2010 and until a successor is appointed	P. Fletcher
Runnymede Hospital Board of Directors	1	November 30, 2010 and until a successor is appointed	B. Saundercook
Salvation Army Toronto Grace Health Centre Board of Trustees	1	November 30, 2010 and until a successor is appointed	K. Rae
Yonge/Dundas Square Board of Management (Ward 27, Toronto Centre-Rosedale)	1 Board Composition <ul style="list-style-type: none"> <li>• Councillor for Ward 27</li> <li>• 4 Members of the Downtown Yonge Business Improvement Area</li> <li>• 1 member of local resident's</li> </ul>	November 30, 2010 and until a successor is appointed	K. Rae Ward 27 Councillor

	<p>association</p> <ul style="list-style-type: none"> <li>• 1 member from Ryerson University</li> <li>• 1 Yonge Street Mission</li> <li>• 1 from Toronto Theatre Alliance</li> <li>• 1 Toronto Parking Authority staff member (ex-officio, no voting rights)</li> <li>• 1 City staff from Facilities and Real Estate Division (ex-officio, no voting rights)</li> <li>• 1 City staff from Economic Development, Culture and Tourism (ex-officio, no voting rights)</li> <li>• 1 Toronto Police Services staff (ex-officio, no voting rights)</li> </ul>		
<p>Town of York Historical Society Ward 28 Toronto Centre-Rosedale</p>	<p>1 Councillor for Ward 28 as a non-voting member by right of office</p>	<p>November 30, 2010 and until a successor is appointed</p>	<p>P. McConnell Ward 28 Councillor</p>

4. Advisory Committees, Special Committees and Task Forces

City Council appoint the following members to advisory bodies for a term of office starting January 1, 2009, and ending November 30, 2010, under Municipal Code Chapter 27, unless the table notes otherwise.

Name of Committee	Number of Members to be	Term of Office	Members
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	<b>Appointed</b>		
Aboriginal Affairs	1  Composition: <ul style="list-style-type: none"> <li>• 1 member of Council</li> <li>• Up to 28 Aboriginal organizations</li> </ul>	Ending November 30, 2010	P. Fletcher
Advisory Committee on Long-Term Care Homes and Services (formerly called the Advisory Committee on Homes for the Aged)	1  Composition: <ul style="list-style-type: none"> <li>• 1 Member of Council, Chair of the Community Development and Recreation Committee or his/her designate</li> <li>• 11 citizen members</li> </ul>	Ending November 30, 2010	J. Davis (Chair, CDRC) or her designate
Art Committee for Public Places	3  Composition: <ul style="list-style-type: none"> <li>• 3 Members of Council</li> <li>• 11 Citizen members who reside in or own a business in the City of Toronto</li> </ul>	Ending November 30, 2010	N. Kelly G. Mammoliti P. Milczyn
Children's Services Advisory Committee	3  Composition: <ul style="list-style-type: none"> <li>• 1 Member of the Community Development and Recreation Committee (CDRC)</li> <li>• 2 Members of Council</li> <li>• 17 members from the community</li> </ul>	Ending November 30, 2010	J. Davis (CDRC) A. Vaughan
City of Toronto French Committee / Comite Francais de la Ville de Toronto	2  Composition: <ul style="list-style-type: none"> <li>• 2 Members of Council</li> <li>• 13 citizen members from</li> </ul>	Ending November 30, 2010	A. Giambrone P. Milczyn



	the Francophone Community of Toronto		
Community Partnership and Investment Program Appeals Sub- Committee	6  Composition: <ul style="list-style-type: none"> <li>• 3 Members from the Community Development and Recreation Committee (CDRC)</li> <li>• 3 Members from the Economic Development Committee (EDC)</li> </ul>	Ending November 30, 2010	M. Augimeri (CDRC) J. Davis (CDRC) M. Grimes (EDC) S. Hall (EDC) J. Mihevc (CDRC) K. Rae (EDC)
Don Valley Brick Works Public Advisory Committee	1  Composition: <ul style="list-style-type: none"> <li>• 1 Member of Council, representing Toronto and East York Community Council (Wards 14, 18, 19, 20, 27, 28, 29, 30, 31, 32)</li> <li>• Up to 10 citizen members</li> </ul>	Ending November 30, 2010	C. Ootes
Drug Strategy Implementation Committee	1  Composition: <ul style="list-style-type: none"> <li>• Mayor or designate</li> <li>• Member of Council at-large</li> <li>• Chief of Police</li> <li>• Medical Officer of Health</li> <li>• senior City staff,</li> <li>• the Chief Executive Officer of the Centre for Addiction &amp; Mental Health</li> <li>• school board trustees and senior staff</li> <li>• representatives from key provincial and federal ministries representatives from prevention, harm reduction</li> <li>• treatment and enforcement</li> </ul>	Ending November 30, 2010	G. Perks K. Rae, as the Mayor's designate

	<p>stakeholders in the community-based service sectors business and residents associations</p> <ul style="list-style-type: none"> <li>• youth &amp; active and/or former substance users</li> </ul>		
Enterprise Toronto Advisory Group	<p>2</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 1 Member of Council, in addition to 1 Member of the Economic Development Committee (EDC)</li> <li>• 1 Business Owner</li> <li>• 3 – 4 Representatives from the government Official (Federal/Provincial/City)</li> <li>• 2 – 3 Representatives from the private Sector and/or not for profit organizations</li> <li>• 1 Education Representative</li> </ul>	Ending November 30, 2010	S. Bussin (EDC) M. Feldman
Mayor's Economic Competitiveness Advisory Committee	<p>2</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• the Mayor</li> <li>• 4 Members of Council to include: <ul style="list-style-type: none"> <li>– the Chair or Vice-Chair of the Economic Development Committee; and</li> <li>– Chair or Vice-Chair of the Budget Committee; and</li> <li>– 2 Councillors at large.</li> </ul> </li> <li>• 19 members which are representatives from Toronto's business, labour, education organizations and foundations</li> </ul>	Ending November 30, 2010	A. A. Heaps J. Parker K. Rae, Chair, Economic Development Committee  plus Chair of the Budget Committee (to be elected by the Executive Committee)
Task Force to Bring Back the Don	<p>3</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 3 Members of Council</li> </ul>	Ending November 30, 2010	P. Fletcher P. McConnell J. Parker

	<ul style="list-style-type: none"> <li>• 20 citizen members</li> </ul>		
Tenant Defence Sub-Committee	<p style="text-align: center;">8</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 8 Members of Council</li> </ul>	Until future requirement determined or ending November 30, 2010, whichever is sooner	J. Davis C. Jenkins F. Nunziata A. Perruzza M. Walker
Toronto Film Board	<p style="text-align: center;">5</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• Mayor (or his designate), Chair of the Board</li> <li>• 5 Members of Council</li> <li>• Between 14 – 18 individual members, appointed by the Mayor</li> </ul>	Ending November 30, 2010	S. Carroll M. Feldman P. Fletcher N. Kelly J. Parker
Toronto Pedestrian Committee	<p style="text-align: center;">2</p> <p>Composition:</p> <ul style="list-style-type: none"> <li>• 2 Members of Council</li> <li>• 4 citizens appointed from the four Community Council Districts</li> <li>• 1 representative appointed by the Toronto District School Board</li> <li>• 1 representative appointed by the Toronto Catholic District School Board</li> <li>• 1 representative from “Feet on the Street” or other pedestrian advocacy group</li> <li>• 1 representative from “Older Women’s Network” or other senior’s group</li> <li>• 1 representative from the Toronto Cycling Committee</li> <li>• up to 7 at-large members</li> </ul>	Ending November 30, 2010	B. Saundercook K. Stintz
Youth Strategy Panel	<p style="text-align: center;">3</p>	Ending November	P. Ainslie

	<p>Composition:</p> <ul style="list-style-type: none"> <li>• 3 Councillors: <ul style="list-style-type: none"> <li>- 1 Member of the Community Development and Recreation Committee (CDRC)</li> <li>- 2 additional interested members</li> </ul> </li> <li>• 4 youth representatives</li> <li>• 3 representatives from community-based youth-led organizations</li> <li>• 1 representative from a community funder of youth activities;</li> <li>• 1 representative form the organized labour sector; and</li> <li>• representative - from the private sector</li> </ul>	30, 2010	M. Augimeri (CDRC) S. Carroll
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5. Council authorize and direct the City Solicitor to introduce any necessary bills needed to give effect to the appointments.
6. The City Clerk notify Members and the committees and agencies of the appointments.

### **City Council Decision Advice and Other Information**

Council deferred appointment of the Audit Committee, given that the Executive Committee has decided to consider a proposal to remove restrictions on Membership of the Audit Committee at its January 5, 2009 meeting, until the recommendation of the Executive Committee is before Council.

### **Background Information (Committee)**

Report (November 6, 2008) from the City Clerk - Council Member Appointments to Executive, Standing and Special Committees, Agencies and Advisory Bodies

(<http://www.toronto.ca/legdocs/mmis/2008/st/bgrd/backgroundfile-17290.pdf>)

List 1 - Interested Members - Executive, Standing and Special Committees

(<http://www.toronto.ca/legdocs/mmis/2008/st/bgrd/backgroundfile-17291.pdf>)

Revised List 2 - Interested members - Agencies and Advisory Bodies

(<http://www.toronto.ca/legdocs/mmis/2008/st/bgrd/backgroundfile-17487.pdf>)

List 2 - Interested Members - Agencies and Advisory Bodies

<http://www.toronto.ca/legdocs/mmis/2008/st/bgrd/backgroundfile-17292.pdf>

### **Communications (Committee)**

(November 14, 2008) letter from Joe Pantalone, Deputy Mayor and Chair of Striking Committee (ST.New.ST10.1.1)

<http://www.toronto.ca/legdocs/mmis/2008/st/comm/communicationfile-9536.pdf>

(November 14, 2008) letter from Douglas C. Holyday, Councillor, Etobicoke Centre (ST.New.ST10.1.2)

<http://www.toronto.ca/legdocs/mmis/2008/st/comm/communicationfile-9537.pdf>

### **Communications (City Council)**

(December 1, 2008) submission from Councillor Rob Ford, Ward 2, Etobicoke North - chart of attendance at the 2007/2008 meetings of the Toronto and Region Conservation Authority (CC.New.ST10.1.3)

(December 2, 2008) submission from Councillor Rob Ford, Ward 2, Etobicoke North - chart of attendance at the 2007/2008 meetings of the Board of Directors of Harbourfront Centre (CC.New.ST10.1.4)

## **27.68 ETOBICOKE YORK COMMUNITY COUNCIL MEETING 21**

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.

December 1, 2008

Adopted by consent	EY21.1	Riverside Drive (Rowtree Mills Park) Zoning By-law Amendment – Final Report (Ward 7 - Statutory: Planning Act, RSO 1990)
Adopted by consent	EY21.2	556, 558 Scarlett Road and 13 Chapman Road – Zoning By-law Amendment Application - Request for Direction Report (Ward 2)
Adopted by consent	EY21.4	185 Beta Street – Withdrawal of Notice of Intention to Designate, Part IV, Section 29, Ontario Heritage Act (Ward 6)
Adopted by consent	EY21.5	152 Annette Street (Victoria Royce Church) - Approval of Alterations to a Heritage Property and Intention to Designate, Part IV, Section 29, Ontario Heritage Act (Ward 13)
Adopted by consent	EY21.29	Claireport Crescent - Parking Regulation

## Amendments (Ward 1)

Adopted by consent	EY21.35	Lake Shore Boulevard West, west of Thirteenth Street – Parking Regulation Amendment (Ward 6)
Adopted by consent	EY21.38	Runnymede Road - Removal of On-Street Parking Space for Persons with Disabilities (Ward 13)
Adopted by consent	EY21.43	Kipling Avenue and Redwater Drive – Traffic Control Signals (Ward 2)
Adopted by consent	EY21.44	Trethewey Drive and Martha Eaton Way – Traffic Control Signals (Ward 12)
Adopted by consent	EY21.45	Dundas Street West and High Park Avenue – Traffic Control Signals (Ward 13)
Adopted by consent	EY21.46	1040 The Queensway – Payment-in-lieu of Parking (Ward 5)
Adopted by consent	EY21.47	Designation of Fire Routes and amendment to Chapter 880 – Fire Routes (2855 Bloor Street West) (Ward 5)
Adopted by consent	EY21.48	Designation of Fire Routes and amendment to Chapter 880 – Fire Routes (225 Sherway Gardens Road) (Ward 5)
Adopted by consent	EY21.52	4 Astoria Avenue – Site Plan Control Application – Request for Direction Report (Ward 11)
Adopted by consent	EY21.53	1415 Weston Road – Demolition Approval (Ward 11)
Adopted by consent	EY21.54	Proposed Skateboard Park Location in Ward 6 Etobicoke - Lakeshore (Ward 6)
Held for consideration Minute 27.69	EY21.57	Clarification of Section 37 Funds Related to 1100 Lansdowne Avenue (Ward 17)

**Consideration of Item - Etobicoke York Community Council Meeting 21****27.69 Clarification of Section 37 Funds Related to 1100 Lansdowne Avenue**

<b>EY21.57</b>	ACTION	Amended		Ward: 17
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This Item was submitted without recommendation.

**December 1, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Palacio moved that Council adopt the following recommendations contained in the report (November 28, 2008) from the General Manager, Parks, Forestry and Recreation:
  1. City Council, in respect of the Phase 1 lands, being the lands described in the Section 37 agreement between the City and the owner dated October 7, 2004 (the "Phase 1 Section 37 Agreement"):
    - a. authorize a credit against the Parks and Recreation component of development charges payable for the development for above base park improvements to be installed by the owner, to the satisfaction of the General Manager of Parks, Forestry and Recreation, at the "Proposed Consolidated Parkland" referenced in the Phase 1 Section 37 Agreement;
    - b. require the credit to be in an amount that is the lesser of the cost to the owner of installing the above-base park improvements, as approved by the General Manager, Parks, Forestry and Recreation, and the Parks and Recreation component of Development Charges payable for the development in accordance with the City's Development Charge By-law, as may be amended from time to time. The credit shall be conditional upon the owner providing a letter of credit to secure this obligation;
    - c. authorize staff, upon receipt of the letter of credit, to return to the owner the Parks and Recreation component of development charges previously paid to the City by the owner; and
    - d. provide authority to amend the Phase 1 Section 37 Agreement in respect of this recommendation and to amend a provision, which currently indicates that there would not be a development charge credit for matters provided under that Agreement.
  2. City Council, in respect of the Phase 2 lands, being the lands described in the Section 37 agreement between the City and the owner dated December 6, 2005 (the "Phase 2 Section 37 Agreement"), provide authority to amend the agreement to delete reference to the development charge credit being

"indexed" and to notwithstanding a conflicting reference, which indicates that there would not be a development charge credit.

3. City Council, in respect of the Phase 3 to 7 lands, being the lands described in the Section 37 agreement between the City and the owner dated August 14, 2006 (the "Phase 3-7 Section 37 Agreement"):
  - a. authorize a credit against the Parks and Recreation component of development charges payable for the development for above base park improvements to be installed by the owner to the satisfaction of the General Manager of Parks, Forestry and Recreation at the "Public Park" referenced in the Phase 3-7 Section 37 Agreement;
  - b. require the credit to be in an amount that is the lesser of the cost to the owner of installing the above base park improvements, as approved by the General Manager, Parks, Forestry and Recreation, and the Parks and Recreation component of Development Charges payable for the development in accordance with the City's Development Charge By-law, as may be amended from time to time. The credit shall be conditional upon the owner providing a letter of credit to secure this obligation;
  - c. provide authority to amend the Phase 3-7 Section 37 Agreement to secure this obligation and to amend a provision, which currently indicates that there would not be a development charge credit for matters provided under that Agreement.

*Votes:*

Motion 1 by Councillor Palacio carried.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. City Council, in respect of the Phase 1 lands, being the lands described in the Section 37 agreement between the City and the owner dated October 7, 2004 (the "Phase 1 Section 37 Agreement"):
  - a. authorize a credit against the Parks and Recreation component of development charges payable for the development for above base park improvements to be installed by the owner, to the satisfaction of the General Manager of Parks, Forestry and Recreation, at the "Proposed Consolidated Parkland" referenced in the Phase 1 Section 37 Agreement;



- b. require the credit to be in an amount that is the lesser of the cost to the owner of installing the above-base park improvements, as approved by the General Manager, Parks, Forestry and Recreation, and the Parks and Recreation component of Development Charges payable for the development in accordance with the City's Development Charge By-law, as may be amended from time to time. The credit shall be conditional upon the owner providing a letter of credit to secure this obligation;
  - c. authorize staff, upon receipt of the letter of credit, to return to the owner the Parks and Recreation component of development charges previously paid to the City by the owner; and
  - d. provide authority to amend the Phase 1 Section 37 Agreement in respect of this recommendation and to amend a provision, which currently indicates that there would not be a development charge credit for matters provided under that Agreement.
2. City Council, in respect of the Phase 2 lands, being the lands described in the Section 37 agreement between the City and the owner dated December 6, 2005 (the "Phase 2 Section 37 Agreement"), provide authority to amend the agreement to delete reference to the development charge credit being "indexed" and to notwithstanding a conflicting reference, which indicates that there would not be a development charge credit.
3. City Council, in respect of the Phase 3 to 7 lands, being the lands described in the Section 37 agreement between the City and the owner dated August 14, 2006 (the "Phase 3-7 Section 37 Agreement"):
- a. authorize a credit against the Parks and Recreation component of development charges payable for the development for above base park improvements to be installed by the owner to the satisfaction of the General Manager of Parks, Forestry and Recreation at the "Public Park" referenced in the Phase 3-7 Section 37 Agreement;
  - b. require the credit to be in an amount that is the lesser of the cost to the owner of installing the above base park improvements, as approved by the General Manager, Parks, Forestry and Recreation, and the Parks and Recreation component of Development Charges payable for the development in accordance with the City's Development Charge By-law, as may be amended from time to time. The credit shall be conditional upon the owner providing a letter of credit to secure this obligation;
  - c. provide authority to amend the Phase 3-7 Section 37 Agreement to secure this obligation and to amend a provision, which currently indicates that

there would not be a development charge credit for matters provided under that Agreement.

### **Background Information (Committee)**

Motion

(<http://www.toronto.ca/legdocs/mmis/2008/ey/bgrd/backgroundfile-17533.pdf>)

### **Background Information (City Council)**

(November 28, 2008) supplementary report from the General Manager, Parks, Forestry and Recreation (EY21.57a)

(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17609.pdf>)

### **Communications (Committee)**

(November 18, 2008) e-mail from Antonio Dias, President, Casa Das Beiras (EY.Main)

## **27.70 NORTH YORK COMMUNITY COUNCIL MEETING 20**

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.

December 1, 2008

Held for consideration Minute 27.71	NY20.1	Application to Remove a City-owned Tree - 74 Gordon Road (Ward 25)
Held for consideration Minute 27.72	NY20.2	Application to Remove a Private Tree - 72 Cheltenham Avenue (Ward 25)
Held for consideration Minute 27.73	NY20.3	Application to Remove a City-owned Tree - 29 Vernham Court (Ward 25)
Adopted by consent	NY20.30	Turn Restrictions - West Lansing Community, Sheppard Avenue West (Ward 23)
Adopted by consent	NY20.35	Ontario Municipal Board Hearing - 397 Glen Park Avenue (Ward 15)
Adopted by consent	NY20.36	Appeal of Committee of Adjustment Decision and Request for City Legal Staff and outside planning consultant attendance at the OMB A0552/08NY – 241 Golfdale Road (Ward 25)

- Adopted by consent      NY20.37    Appeal of Committee of Adjustment Decision and Request for Planning and Legal Staff attendance at the OMB B0064/08NY; A0533/08NY and A0534/08NY – 55 Owen Boulevard (Ward 25)
  
- Adopted by consent      NY20.41    Concord Park Place District Public Art Plan, Sheppard Avenue West and Provost Drive (Ward 24)
  
- Adopted by consent      NY20.42    Final Report - Site Plan Control Application - 1-12 Oakburn Crescent and 14-40 Oakburn Place (Ward 23)
  
- Adopted by consent      NY20.43    Final Report - Site Plan Control Application - 35 Hollywood Ave. (Ward 23)
  
- Adopted by consent      NY20.44    Final Report - Rezoning Application - 416-418 Oakwood Ave (Ward 15 - Statutory: Planning Act, RSO 1990)
  
- Adopted by consent      NY20.45    Final Report - Rezoning - 5270 & 5290 Yonge Street (Ward 23 - Statutory: Planning Act, RSO 1990)
  
- Adopted by consent      NY20.49    Recognizing the Victoria Village Community (Ward 34)

**Consideration of Items - North York Community Council Meeting 20**

**27.71 Application to Remove a City-owned Tree - 74 Gordon Road**

<b>NY20.1</b>	ACTION	Adopted		Ward: 25
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**December 3, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 24	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Hall, Jenkins, Kelly, Lee, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Rae, Walker

No - 2 Councillors: Ford, Holyday
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Carried by a majority of 22.

### City Council Decision

City Council adopted the following motion:

1. City Council deny the request for permission to remove one (1) City-owned tree fronting 74 Gordon Road.

### Background Information (Committee)

Staff Report & Attachments 1-2 - Application to Remove a City-Owned Tree  
(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-16587.pdf>)

### 27.72 Application to Remove a Private Tree - 72 Cheltenham Avenue

NY20.2	ACTION	Adopted		Ward: 25
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**December 3, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 23 Mayor: Miller Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Hall, Jenkins, Kelly, Lee, Milczyn, Moscoe, Pantalone, Parker, Perks, Rae, Walker
No - 4 Councillors: Ford, Holyday, Nunziata, Ootes

Carried by a majority of 19.

### City Council Decision

City Council adopted the following motion:

1. City Council deny the request for permit to remove one (1) privately-owned tree at 72 Cheltenham Avenue.

**Background Information (Committee)**

Staff Report & Attachments 1-3 - 72 Cheltenham Avenue  
<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-16582.pdf>

**Communications (Committee)**

(November 17, 2008) fax from Amir Khashayar, forwarding a communication dated November 17, 2008 addressed to Urban Forestry and Arborist Report dated April 22, 2008 from Philip Rogic, Forester/Principal, Redbud Forestry Consultants, addressed to Amir Khashayar (NY.New.NY20.2.1)

(November 17, 2008) e-mail from Cindy Gladstone (NY.New.NY20.2.2)

(November 18, 2008) submission from John Panos (NY.New.NY20.2.3)

27.73 **Application to Remove a City-owned Tree - 29 Vernham Court**

NY20.3	ACTION	Adopted		Ward: 25
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**December 3, 2008**

Speaker Bussin in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 25	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Hall, Holyday, Jenkins, Kelly, Lee, Mihevc, Milczyn, Moscoe, Ootes, Pantalone, Parker, Perks, Rae, Walker
No - 2	
Councillors:	Ford, Nunziata

Carried by a majority of 23.

**City Council Decision**

City Council adopted the following motion:

1. City Council deny the request for permission to remove one (1) City-owned tree fronting 29 Vernham Court.

### **Background Information (Committee)**

Staff Report & Attachments 1-2 - 29 Vernham Court

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-16583.pdf>

## **27.74 SCARBOROUGH COMMUNITY COUNCIL MEETING 20**

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.

December 1, 2008

Adopted by consent	SC20.7	Assumption of Services – Trans-Gate Inc. - Registered Plan of Subdivision 66M-2402 - East of Morningside Avenue, North of Old Finch Avenue (Ward 42)
Adopted by consent	SC20.12	Left-Turn Prohibition Regulation – 2881 Eglinton Avenue East (Ward 35, 38)
Adopted by consent	SC20.30	651 Warden Avenue – Part Lot Control Application – Final Report (Ward 35)
Adopted by consent	SC20.32	5789 Steeles Avenue East – Part Lot Control Application – Final Report (Ward 41)
Adopted by consent	SC20.33	4577 - 4581 Steeles Avenue East – Zoning Application – Final Report (Ward 39 - Statutory: Planning Act, RSO 1990)
Adopted by consent	SC20.34	2890 and 2900 Markham Road - Zoning Application - Final Report (Ward 41 - Statutory: Planning Act, RSO 1990)
Adopted by consent	SC20.35	36 Brumwell Street and Lands North of St. Magnus Drive Unopened Road Allowance, between Centennial Road and Brumwell Street – Subdivision Application – Final Report (Ward 44 - Statutory: Planning Act, RSO 1990)
Adopted by consent	SC20.36	8833 Sheppard Avenue East – Zoning Application –

Final Report (Ward 44 - Statutory: Planning Act,  
RSO 1990)

**27.75 TORONTO AND EAST YORK COMMUNITY COUNCIL MEETING 20**

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.

December 1, 2008

Adopted by consent	TE20.4	Intention of Designate, Part IV, Section 29, Ontario Heritage Act - 93 Gloucester Street (Ward 27)
Adopted by consent	TE20.5	Intention to Designate, Part IV, Section 29, Ontario Heritage Act - 82 Lowther Avenue (Ward 20)
Held for consideration Minute 27.76	TE20.6	Intention to Designate, Part IV, Section 29, Ontario Heritage Act and Authority to Enter into a Heritage Easement Agreement - 11 Spadina Road (Ward 20)
Adopted by consent	TE20.8	Request for Direction - Subdivision Application - 430 Broadview Avenue, 14 St. Matthews Road and 548, 550-558 Gerrard Street East (Bridgepoint Health) (Ward 30)
Adopted by consent	TE20.9	Alterations to a Designated Heritage Property with a Heritage Easement Agreement - 550 Gerrard Street East (Old Don Jail) (Ward 30)
Adopted by consent	TE20.10	Request for Direction Report - Rezoning Application - 330 King Street East (Ward 28)
Adopted by consent	TE20.11	Final Report - Common Elements Condominium Application and Part Lot Control Application - 449 Logan Avenue (Ward 30 - Statutory: Planning Act, RSO 1990)
Adopted by consent	TE20.12	Final Report - Common Elements Condominium Application and Part Lot Control Application - 508 Eastern Avenue (Ward 30 - Statutory:

		Planning Act, RSO 1990)
Adopted by consent	TE20.13	Final Report - Rezoning Application - 40 Dovercourt Road (Ward 18 - Statutory: Planning Act, RSO 1990)
Held for consideration Minute 27.77	TE20.14	Final Report - Rezoning Application - 90-100 Broadview Avenue (Ward 30 - Statutory: Planning Act, RSO 1990)
Adopted by consent	TE20.15	Final Report - Rezoning Application - 2819 St. Clair Avenue East (Ward 31 - Statutory: Planning Act, RSO 1990)
Held for consideration Minute 27.78	TE20.29	Grade Separation Design Concept Study - Strachan Avenue and the Georgetown / Milton Rail Corridor (Ward 19)
Adopted by consent	TE20.30	Progress Report on the Approval Process and Site Plan Review Committee - 1001 Queen Street West, Centre for Addiction and Mental Health (Ward 19)
Adopted by consent	TE20.48	Turn prohibitions – Nos. 8 and 10 Scollard Street (Davenport Road flankage) (Ward 27)
Adopted by consent	TE20.49	Exemption from left-turn prohibitions – Queens Quay West (Ward 20)
Adopted by consent	TE20.50	Left Turn Lanes - Harbour Street at Bay Street and Yonge Street (Ward 28)
Adopted by consent	TE20.52	No Stopping – Queen Street East, East of Kippendavie Avenue (Ward 32)
Held for consideration Minute 27.79	TE20.55	Traffic Operations – Carlaw Avenue, vicinity Lake Shore Boulevard East (Ward 30)
Held for consideration Minute 27.80	TE20.58	Extension of Lane and Sidewalk Closure Duration – St. Clair Avenue West (Ward 22)
Adopted by consent	TE20.61	Lane and Sidewalk Closure – Richmond Street West (Ward 28)
Held for consideration Minute 27.81	TE20.65	Parking Regulations – Dundas Street West, Dovercourt Road to Sterling Road – One Year



		Review (Ward 18)
Adopted by consent	TE20.72	On-Street Loading Zone for Disabled Persons – 1709 Bloor Street West (Ward 14)
Adopted by consent	TE20.83	Designation of Fire Routes and Amendment to Chapter 880 – Fire Routes (Ward 20, 21)
Adopted by consent	TE20.84	Endorsement of Events for Liquor Licensing Purposes (Ward All)
Adopted by consent	TE20.87	Use of Nathan Phillips Square for Wintercity Festival January 30, 31, February 1, 6, 7, and 8, 2009 (Ward All)
Adopted by consent	TE20.88	Committee of Adjustment Appeal - 28 and 36 Halton Street (Ward 19)
Adopted by consent	TE20.89	Committee of Adjustment Appeal - 14 and 16 Wineva Avenue (Ward 32)
Held for consideration Minute 27.82	TE20.91	Application for Liquor Licence - 1166 Queen Street West (Ward 18) URGNT
Held for consideration Minute 27.83	TE20.93	Liquor Licence Application – Increase in Licensed Capacity, Transfer of Licensee Reign Lounge - formerly Budo Liquid Theatre – 137 Peter Street (Ward 20)

**Consideration of Items - Toronto and East York Community Council Meeting 20**

**27.76 Intention to Designate, Part IV, Section 29, Ontario Heritage Act and Authority to Enter into a Heritage Easement Agreement - 11 Spadina Road**

TE20.6	ACTION	Amended		Ward: 20
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**December 1, 2008**  
Speaker Bussin in the Chair.

*Motion:*

1. Councillor Vaughan moved that the Item be amended by amending Recommendation 1 of the Toronto and East York Community Council so that it now reads as follows:

1. As recommended by the Toronto Preservation Board, City Council state its intention to designate the property at 11 Spadina Road (George Stinson House) under Part IV, Section 29 of the Ontario Heritage Act.

*Votes:*

Motion 1 by Councillor Vaughan carried.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. As recommended by the Toronto Preservation Board, City Council state its intention to designate the property at 11 Spadina Road (George Stinson House) under Part IV, Section 29 of the Ontario Heritage Act.
2. If there are no objections to the designation in accordance with Section 29(6) of the Ontario Heritage Act, the Solicitor be authorized to introduce the Bills in Council designating the property under Part IV, Section 29 of the Ontario Heritage Act.
3. If there are objections in accordance with Section 29(7) of the Ontario Heritage Act, the Clerk be directed to refer the proposed designation to the Conservation Review Board.
4. Authority be granted by City Council for the execution of a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the owner of the property at 11 Spadina Road (George Stinson House).
5. The City Solicitor be authorized to introduce the necessary Bill in Council authorizing the Heritage Easement Agreement.

### **Background Information (Committee)**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-16966.pdf>

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-16967.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-16968.pdf>

Attachment 3

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-16969.pdf>

**Background Information (City Council)**

(November 28, 2008) Transmittal from the Toronto Preservation Board (TE20.6a)  
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17608.pdf>)

**27.77 Final Report - Rezoning Application - 90-100 Broadview Avenue**

TE20.14	ACTION	Amended		Ward: 30
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This Item was submitted without recommendation.

**December 3, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Fletcher moved that Council adopt the following Recommendations 2-9 contained in the report (December 1, 2008) from the Chief Planner and Executive Director, City Planning, amended to now read as follows:
  2. City Council amend the Zoning By-law for the former City of Toronto, 438-86, as amended, substantially in accordance with the Draft Zoning By-law Amendment attached to this report as Attachment 1.
  3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
  4. Before introducing the necessary Bills to City Council for enactment, City Council authorize the appropriate City officials and require the owner to execute one or more agreements pursuant to Section 37 of the Planning Act satisfactory to the Chief Planner and Executive Director, City Planning Division, and the City Solicitor, to secure the following facilities, services and matters:
    - i. a cash contribution in the amount of \$60,000.00 for the undertaking and completion of the Queen Street East Heritage Conservation District Study;
    - ii. a cash contribution in the amount of \$70,000.00 for the development of the Joel Weeks Park;
    - iii. a cash contribution in the amount of \$35,000.00 for capital facilities improvements at the Jimmy Simpson Recreation Centre;

- iv. a cash contribution in the amount of \$40,000.00 for capital facilities improvements at the Matty Eckler Community Centre, such contribution to be received prior to the enactment of the zoning by-law;
  - v. a cash contribution in the amount of \$25,000.00 for the Chinese Archway Reserve Fund;
  - vi. a cash contribution in the amount of \$50,000.00 for public realm improvements, including decorative boulevard paving and lighting, in the Riverside District Business Improvement Area;
  - vii. a cash contribution in the amount of \$35,000.00 for capital facilities improvements at the Ralph Thornton Community Centre;
  - viii. a cash contribution in the amount of \$35,000.00 to Toronto Community Housing Corporation for capital upgrades within Ward 30 Toronto-Danforth, to be allocated by the Chief Operating Officer of the Toronto Community Housing Corporation in consultation with the Ward Councillor;
  - ix. the existing 3½ storey non-residential building at 100 Broadview Avenue be preserved, maintained as non-residential, and incorporated into any development on the lot;
  - x. the provision of a one-year membership to the car-sharing program, which will operate in conjunction with the car-share parking spaces provided for on this site, at no cost to all initial purchasers of residential units in the development; and
  - xi. the incorporation, in the construction of the building, of exterior materials to the satisfaction of the Chief Planner and Executive Director, City Planning Division. The Owner shall include 1:50 scale drawings for the first to fourth storey portions of the Broadview Avenue elevations with building materials labelled and the drawings having a sufficient level of detail to illustrate how the building will be perceived by the pedestrian.
5. City Council require that a construction management plan be secured as a condition of Site Plan Control Approval.
6. City Council request that Transportation Services examine and report back to the Toronto and East York Community Council on February 9, 2009, regarding the realignment of parking area 7E, and the exclusion of the

subject site from the parking area.

7. The appropriate City officials direct the cash-in-lieu of parkland dedication to the new Park at the revitalized Don Mount Court.
8. City officials to take all necessary steps, including the execution of agreements and documents, to give effect to the above-noted recommendations.
9. City Council determine that pursuant to Section 34(17) of the Planning Act, no further notice is to be given with respect to the changes to the proposed Zoning By-law Amendment as set out in the report (December 1, 2008) from the Chief Planner and Executive Director, City Planning.

*Votes:*

Motion 1 by Councillor Fletcher carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. City Council amend the Zoning By-law for the former City of Toronto, 438-86, as amended, substantially in accordance with the Draft Zoning By-law Amendment attached to this report as Attachment 1.
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 Bills to City Council for enactment, City Council authorize the appropriate City officials and require the owner to execute one or more agreements pursuant to Section 37 of the Planning Act satisfactory to the Chief Planner and Executive Director, City Planning Division, and the City Solicitor, to secure the following facilities, services and matters:
  - i. a cash contribution in the amount of \$60,000.00 for the undertaking and completion of the Queen Street East Heritage Conservation District Study;
  - ii. a cash contribution in the amount of \$70,000.00 for the development of the Joel Weeks Park;
  - iii. a cash contribution in the amount of \$35,000.00 for capital facilities improvements at the Jimmy Simpson Recreation Centre;

- iv. a cash contribution in the amount of \$40,000.00 for capital facilities improvements at the Matty Eckler Community Centre, such contribution to be received prior to the enactment of the zoning by-law;
  - v. a cash contribution in the amount of \$25,000.00 for the Chinese Archway Reserve Fund;
  - vi. a cash contribution in the amount of \$50,000.00 for public realm improvements, including decorative boulevard paving and lighting, in the Riverside District Business Improvement Area;
  - vii. a cash contribution in the amount of \$35,000.00 for capital facilities improvements at the Ralph Thornton Community Centre;
  - viii. a cash contribution in the amount of \$35,000.00 to Toronto Community Housing Corporation for capital upgrades within Ward 30 Toronto-Danforth, to be allocated by the Chief Operating Officer of the Toronto Community Housing Corporation in consultation with the Ward Councillor;
  - ix. the existing 3½ storey non-residential building at 100 Broadview Avenue be preserved, maintained as non-residential, and incorporated into any development on the lot;
  - x. the provision of a one-year membership to the car-sharing program, which will operate in conjunction with the car-share parking spaces provided for on this site, at no cost to all initial purchasers of residential units in the development; and
  - xi. the incorporation, in the construction of the building, of exterior materials to the satisfaction of the Chief Planner and Executive Director, City Planning Division. The Owner shall include 1:50 scale drawings for the first to fourth storey portions of the Broadview Avenue elevations with building materials labelled and the drawings having a sufficient level of detail to illustrate how the building will be perceived by the pedestrian.
4. City Council require that a construction management plan be secured as a condition of Site Plan Control Approval.
  5. City Council request that Transportation Services examine and report back to the Toronto and East York Community Council on February 9, 2009, regarding the realignment of parking area 7E, and the exclusion of the subject site from the parking area.

6. The appropriate City officials direct the cash-in-lieu of parkland dedication to the new Park at the revitalized Don Mount Court.
7. City officials to take all necessary steps, including the execution of agreements and documents, to give effect to the above-noted recommendations.
8. City Council determine that pursuant to Section 34(17) of the Planning Act, no further notice is to be given with respect to the changes to the proposed Zoning By-law Amendment as set out in the report (December 1, 2008) from the Chief Planner and Executive Director, City Planning.

*Statutory - Planning Act, RSO 1990*

**Background Information (Committee)**

Staff Report and Attachments

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-16937.pdf>

**Background Information (City Council)**

(December 1, 2008) supplementary report from the Chief Planner and Executive Director, City Planning (TE20.14a)

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17614.pdf>

**Communications (Committee)**

(November 17, 2008) fax from Mark Lewis (TE.New.TE20.14.1)

(November 18, 2008) presentation from Bruno Soucy (TE.New.TE20.14.2)

27.78 **Grade Separation Design Concept Study - Strachan Avenue and the Georgetown / Milton Rail Corridor**

TE20.29	ACTION	Adopted		Ward: 19
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**December 1, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council strongly support the Grade Separation Option outlined in this report,

which lowers the Georgetown/Milton Rail corridor, allowing Strachan Avenue to pass over the rail lines.

2. City Council direct staff to forward this report to the GO Transit Board requesting that the City Council preferred Strachan Avenue Grade Separation Option be included as part of the Individual Environmental Assessment study of the “Georgetown South Corridor Service Expansion and Airport Transportation Link”.

### **Background Information (Committee)**

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-16917.pdf>)

### **Communications (Committee)**

(November 17, 2008) e-mail from Romas Juknevicus, R. G. Richards and Associates (TE.New.TE20.29.1)

(November 17, 2008) e-mail from Andy Parks (TE.New.TE20.29.2)

## **27.79 Traffic Operations – Carlaw Avenue, vicinity Lake Shore Boulevard East**

<b>TE20.55</b>	ACTION	Amended		Ward: 30
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### **December 1, 2008**

Speaker Bussin in the Chair.

#### *Motion:*

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

The General Manager, Transportation Services, be requested to explore the installation of pedestrian countdown signals for the intersections of Lake Shore Boulevard East and Carlaw Avenue and Lake Shore Boulevard East and Leslie Street.

#### *Votes:*

Motion 1 by Councillor Fletcher carried.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:



1. City Council prohibit eastbound left turns from the service station driveway, located on the west side of Carlaw Avenue, 40 metres south of Lake Shore Boulevard East, to Carlaw Avenue from 6:30 a.m. to 6:30 p.m., Monday to Friday, except Public Holidays.
2. City Council amend the times of the existing “No Stopping, 6:30 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 both sides of Carlaw Avenue, between Commissioners Street and Lake Shore Boulevard East, to be in effect from 6:30 a.m. to 6:30 p.m., Monday to Friday, except Public Holidays.
3. City Council rescind the existing “No Parking, 6:00 a.m. to 6:00 p.m.” regulation, on the east side of Carlaw Avenue, between a point 45 metres south of Lake Shore Boulevard East and a point 130 metres further south.
4. City Council rescind the existing “No Parking, 4:00 p.m. to 6:00 p.m., except Saturdays, Sundays and Public Holidays” regulation, on the east side of Carlaw Avenue, between a point 130 metres south of Lake Shore Boulevard East and Commissioners Street.
5. City Council rescind the existing “No Parking, 4:00 p.m. to 6:00 p.m., except Saturdays, Sundays and Public Holidays ” regulation, on the east side of Carlaw Avenue, between Lake Shore Boulevard East and a point 45 metres further south.
6. City Council designate the westerly southbound lane of Carlaw Avenue from Lake Shore Boulevard East to a point 72 metres north of Lake Shore Boulevard East, for right turns only, TTC buses excepted.
7. City Council prohibit stopping at all times on the west side of Carlaw Avenue from Lake Shore Boulevard East to a point 72 metres further north.
8. The General Manager, Transportation Services, be requested to explore the installation of pedestrian countdown signals for the intersections of Lake Shore Boulevard East and Carlaw Avenue and Lake Shore Boulevard East and Leslie Street.

### **Background Information (Committee)**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17000.pdf>

Drawing 1

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17001.pdf>

Drawing 2

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17002.pdf>

Drawing 3

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17003.pdf>

27.80 **Extension of Lane and Sidewalk Closure Duration – St. Clair Avenue West**

TE20.58	ACTION	Amended		Ward: 22
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This Item was submitted without recommendation.

**December 1, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Walker moved that Council adopt the following recommendations contained in the report (October 29, 2008) from the Director, Transportation Services, Toronto and East York District:
  1. City Council authorize the closure of the south curb lane and sidewalk on St. Clair Avenue West, between Avenue Road and a point 80 metres west, until July 31, 2009.
  2. City Council direct that St. Clair Avenue West be returned to its pre-construction traffic and parking regulations when the project is completed.

**December 2, 2008**

Speaker Bussin in the Chair.

*Votes:*

Motion 1 by Councillor Walker carried.

The Item, as amended, carried.

*Motion to Reconsider:*

Councillor Davis moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider this Item, the vote on which was taken as follows:

Yes - 25	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Giambrone, Grimes, Hall, Heaps, Lindsay Luby, Mammoliti, McConnell, Mihevc,

	Moeser, Moscoe, Pantalone, Perks, Rae, Saundercook, Vaughan
No - 14 Councillors:	Del Grande, Feldman, Ford, Holyday, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Palacio, Shiner, Stintz, Thompson, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council adopted the following motions:

1. City Council authorize the closure of the south curb lane and sidewalk on St. Clair Avenue West, between Avenue Road and a point 80 metres west, until July 31, 2009.
2. City Council direct that St. Clair Avenue West be returned to its pre-construction traffic and parking regulations when the project is completed.

**Background Information (Committee)**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17007.pdf>

Attachment 1 - Drawing

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17008.pdf>

27.81 **Parking Regulations – Dundas Street West, Dovercourt Road to Sterling Road – One Year Review**

TE20.65	ACTION	Deferred		Ward: 18
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**December 1, 2008**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Giambrone moved that Council defer consideration of the Item to its regular meeting on April 29, 2009.

**December 3, 2008**

Speaker Bussin in the Chair.

*Vote on Deferral:*

Adoption of motion 1 by Councillor Giambrone:

Yes - 13 Councillors:	Ainslie, Bussin, Carroll, De Baeremaeker, Filion, Giambrone, Heaps, McConnell, Moscoe, Nunziata, Perks, Stintz, Vaughan
No - 12 Councillors:	Di Giorgio, Ford, Hall, Holyday, Kelly, Lee, Milczyn, Palacio, Pantalone, Perruzza, Rae, Walker

Carried by a majority of 1.

### City Council Decision

City Council deferred consideration of Item TE20.65 to its regular meeting on April 29, 2009.

### Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17050.pdf>

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17051.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17052.pdf>

### Communications (Committee)

(November 18, 2008) letter from Armindo Silva, Chair, Little Portugal BIA, submitting a petition signed by 70 individuals (TE.New.TE20.65.1)

### 27.82 Application for Liquor Licence - 1166 Queen Street West

TE20.91	ACTION	Adopted		Ward: 18
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**December 3, 2008**

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 Clerk to advise the Alcohol and Gaming Commission of Ontario (AGCO) that the City of Toronto has determined the liquor licence application for 1166 Queen Street West not to be in the public interest and objects to the AGCO granting this application.
2. City Council request the AGCO to provide the City with an opportunity to participate in any proceedings involving 1166 Queen Street West to oppose the liquor licence application.
3. City Council authorize the necessary staff to participate in any proceedings before the AGCO which relate to 1166 Queen Street West.

**Background Information (Committee)**

Letter from Councillor Adam Giambrone

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17471.pdf>

27.83 **Liquor Licence Application – Increase in Licensed Capacity, Transfer of Licensee Reign Lounge - formerly Budo Liquid Theatre – 137 Peter Street**

TE20.93	ACTION	Adopted		Ward: 20
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**December 3, 2008**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (AGCO) that an increase in the indoor and outdoor capacity of the liquor licence for Reign Lounge (formerly Budo Liquid Theatre), 137 Peter Street, is not in the public interest having regard to the needs and wishes of the residents, and that the Registrar should issue a Proposal to Review the application to increase capacity.
2. City Council request the AGCO to provide the City to Toronto with an opportunity to participate in any proceedings with respect to Reign Lounge (formerly Budo Liquid Theatre).

3. City Council authorize the City Solicitor to attend all proceedings before the AGCO in this matter and direct the City Solicitor to take all necessary actions so as to give effect to Parts 1 and 2, above.

### **Background Information (Committee)**

Letter from Councillor Adam Vaughan

(<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-17507.pdf>)

## 27.84 **NEW BUSINESS FROM THE MAYOR AND CITY OFFICIALS**

### **December 1, 2008**

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. CC27.1 (November 24, 2008) report from Mayor David Miller, headed "Appointment of the Striking Committee"  
Minute 27.85

Adopted by consent CC27.2 (November 21, 2008) report from the City Solicitor, headed "1001 Queen Street West, Centre for Addiction and Mental Health – Proposed Amendment to Subdivision Agreement and Heritage Easement Agreement"

Held for consideration CC27.3 (November 24, 2008) report from the City Solicitor, headed "716 Sheppard Avenue East – Recommended Settlement of Superior Court Action"  
Minute 27.86  
*(Confidential Attachment – litigation that affects the City, solicitor-client privilege and seeking instructions with respect to settlement of an action commenced against the Toronto Transit Commission)*

## 27.85 **Appointment of the Striking Committee**

CC27.1	ACTION	Adopted		
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**December 3, 2008**

Speaker Bussin in the Chair

*Vote to Adopt CC27.1, without amendment:*

Yes - 21 Councillors: Bussin, Carroll, De Baeremaeker, Di Giorgio, Fletcher, Hall, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Saundercook, Vaughan, Walker
No - 6 Councillors: Del Grande, Ford, Jenkins, Ootes, Shiner, Thompson

Carried by a majority of 15.

**City Council Decision**

City Council adopted the following motion:

1. City Council appoint the following Members of Council to the Striking Committee for a term of office starting on January 1, 2009 and ending on November 30, 2010, or until their successors are appointed:

Deputy Mayor Joe Pantalone, Chair  
Councillor Paul Ainslie  
Councillor Sandra Bussin  
Councillor Shelly Carroll  
Councillor Glenn De Baeremaeker  
Councillor Gloria Lindsay Luby.

**Background Information (City Council)**

(November 24, 2008) report from Mayor David Miller (CC27.1)  
<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrrd/backgroundfile-17587.pdf>

27.86 **716 Sheppard Avenue East – Recommended Settlement of Superior Court Action**

CC27.3	ACTION	Deferred		Ward: 24
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**December 2, 2008**

Speaker Bussin in the Chair

*Motion:*

1. Councillor Shiner moved that City Council defer consideration of Item CC27.3 to its next regular meeting on January 27, 2009.

*Vote on Deferral:*

Motion 1 by Councillor Shiner carried.

**City Council Decision**

City Council deferred consideration of Item CC27.3 to its next regular meeting on January 27, 2009.

Confidential Attachment 1 to the report (November 21, 2008) 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 that is subject to solicitor-client privilege, that is related to litigation that affects the City and that seeks instructions with respect to settlement of an action commenced against the Toronto Transit Commission.

**Confidential Attachment - Litigation that affects the City, solicitor-client privilege and seeking instructions with respect to settlement of an action commenced against the Toronto Transit Commission**

**Background Information (City Council)**

(November 24, 2008) report from the City Solicitor (CC27.3)  
<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17588.pdf>

**NOTICES OF MOTION**

27.87 **Municipal Election Finance Reform – By-law to Prohibit Corporate and Trade Union Contributions**

*Moved by Councillor Walker, seconded by Councillor Jenkins and Councillor Lee*

MM27.1	ACTION	Referred		
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**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*



Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM27.1 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.1 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.1, a Fiscal Impact Statement from the Acting 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 MM27.1 at this meeting:*

Yes - 13 Councillors:	Ashton, Davis, Del Grande, Holyday, Jenkins, Lee, Milczyn, Moeser, Nunziata, Ootes, Stintz, Vaughan, Walker
No - 20 Mayor: Councillors:	Miller Ainslie, Bussin, Carroll, Di Giorgio, Fletcher, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Shiner

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion MM27.1 to the Executive Committee.

**Background Information (City Council)**

Member Motion MM27.1

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17600.pdf>

**Communications (City Council)**

(December 1, 2008) letter from George Milbrandt, Co-Chair, FoNTRA, submitted by Councillor Michael Walker, Ward 22, St. Paul's (MM.New.MM27.1.1)

(November 30, 2008) e-mail from Geoff Kettel (MM.New.MM27.1.2)

(December 1, 2008) submission from Councillor Michael Walker, Ward 22, St. Paul's - Toronto Star article entitled "Reform City Elections" (MM.New.MM27.1.3)

- 27.88 **City Council Endorse Provincial Bill 118: An Act to Amend the Highway Traffic Act to Prohibit the Use of Devices With Display Screens and Hand-Held Communication and Entertainment Devices**  
*Moved by Councillor Nunziata, seconded by Councillor Ootes*

MM27.2	ACTION	Adopted		
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**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM27.2 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.2 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.2, a Fiscal Impact Statement from the Acting 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 MM27.2 at this meeting:*

Yes - 23	
Councillors:	Ainslie, Ashton, Carroll, Davis, Del Grande, Di Giorgio, Fillion, Fletcher, Holyday, Jenkins, Lee, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Rae, Shiner, Stintz, Vaughan, Walker
No - 11	
Mayor:	Miller
Councillors:	Bussin, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Perks, Perruzza

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

*Vote:*

Motion MM27.2 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council endorse Provincial Bill 118.
2. City Council direct the City Clerk to convey City Council's endorsement of Bill 118 to the Province of Ontario.

**Background Information (City Council)**

Member Motion MM27.2

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17595.pdf>

**27.89 Ensure Social Safety-Nets In Place: Recession/Depression Readiness**  
*Moved by Councillor Walker, seconded by Councillor Thompson*

<b>MM27.3</b>	ACTION	Referred		
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**December 3, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM27.3 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.3 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.3, a Fiscal Impact Statement from the Acting 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 MM27.3 at this meeting:*

Yes - 6	Councillors: Lee, Ootes, Shiner, Stintz, Vaughan, Walker
No - 27	Mayor: Miller
	Councillors: Ainslie, Ashton, Bussin, Carroll, Davis, Del Grande, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday,

Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Rae
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Lost, less than two-thirds of Members present having voted in the affirmative.

### City Council Decision

City Council referred Motion MM27.3 to the Executive Committee.

### Background Information (City Council)

Member Motion MM27.3

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17596.pdf>

### 27.90 Introduction of WWII Veterans Free Parking Privileges *Moved by Councillor Del Grande, seconded by Councillor Lee*

MM27.4	ACTION	Referred		
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### December 2, 2008

Speaker Bussin in the Chair

#### *Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM27.4 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.4 at this meeting.

#### *Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.4, a Fiscal Impact Statement from the Acting Deputy City Manager and Chief Financial Officer advising that the financial impact resulting from the adoption of this Motion cannot be determined at this time. (See Fiscal Impact Statement Summary)

#### *Procedural Vote to Consider Motion MM27.4 at this meeting:*

Yes - 11 Councillors:	Ainslie, Del Grande, Jenkins, Lee, Minnan-Wong, Moeser, Nunziata, Ootes, Parker, Stintz, Vaughan
No - 23 Mayor:	Miller

Councillors:	Ashton, Bussin, Carroll, Davis, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Perruzza, Rae, Shiner, Walker
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Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion MM27.4 to the Executive Committee.

**Background Information (City Council)**

Member Motion MM27.4

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17597.pdf>

27.91 **WWII Veterans Free TTC Privileges**

*Moved by Councillor Del Grande, seconded by Councillor Lee*

<b>MM27.5</b>	ACTION	Referred	
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**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM27.5 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.5 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.5, a Fiscal Impact Statement from the Acting Deputy City Manager and Chief Financial Officer advising that the financial impact resulting from the adoption of this Motion cannot be determined at this time. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion MM27.5 at this meeting:*

Yes - 9	
Councillors:	Ainslie, Del Grande, Jenkins, Lee, Moeser, Nunziata, Ootes, Parker, Stintz
No - 25	Miller

Mayor:  
Councillors: Ashton, Bussin, Carroll, Davis, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Pantalone, Perks, Perruzza, Rae, Shiner, Vaughan, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

### City Council Decision

City Council referred Motion MM27.5 to the Executive Committee.

### Background Information (City Council)

Member Motion MM27.5

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17598.pdf>

### 27.92 Fiscal Review Panel's Recommendation Regarding the Reduction and Containment of Costs

*Moved by Councillor Stintz, seconded by Councillor Parker*

MM27.6	ACTION	Referred	
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### December 2, 2008

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM27.6 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.6 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.6, a Fiscal Impact Statement from the Acting 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 MM27.6 at this meeting:*

Yes - 11

Councillors:	Ashton, Del Grande, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz, Walker
No - 23	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Davis, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion MM27.6 to the Executive Committee.

**Background Information (City Council)**

Member Motion MM27.6

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17599.pdf>

27.93 **Thanks and Recognition to RH Thompson and Martin Conboy for Staging Vigil 1914-1918**

*Moved by Councillor Vaughan, seconded by Councillor Davis*

<b>MM27.7</b>	ACTION	Adopted		
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**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM27.7 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.7 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.7, a Fiscal Impact Statement from the Acting 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 MM27.7 at this meeting:*

The vote to consider Motion MM27.7 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion MM27.7 was adopted, without amendment.

### **City Council Decision**

City Council adopted the following motions:

1. Mayor David Miller and City Council convey their gratitude and praise for this dignified and honourable act of remembrance.
2. The City of Toronto formally thank all involved for their vision and grace.

### **Background Information (City Council)**

Member Motion MM27.7

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17601.pdf>

### **MOTIONS WITHOUT NOTICE**

- 27.94 **Support for FCM's Position on the Do Not Call List (DNCL)**  
*Moved by Councillor Moscoe, seconded by Councillor Hall*

<b>MM27.8</b>	ACTION	Adopted		
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### **December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that the necessary provisions of Chapter 27, Council Procedures, need to be waived to permit introduction of Motion MM27.8.

*Procedural Vote to Waive Notice:*

The vote to waive notice of Motion MM27.8 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 MM27.8 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.8 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.8, a Fiscal Impact Statement from the Acting 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 MM27.8 at this meeting:*

The vote to consider Motion MM27.8 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion MM27.8 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. The City of Toronto support the FCM position and urge the CRTC and Parliament to take the necessary steps to amend the DNCL regulations, or, if necessary, the Telecommunications Act itself, to apply our proposed principles to ensure the inclusion of independent, registered candidates for public office in the list of exemptions in the National Do Not Call List.

**Background Information (City Council)**

Member Motion MM27.8

(<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17610.pdf>)

27.95 **Regulating Shopping on Family Day**

*Moved by Councillor Ootes, seconded by Councillor Perruzza*

MM27.9	ACTION	Adopted		
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**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that the necessary provisions of Chapter 27, Council Procedures, need to be waived to permit introduction of Motion MM27.9.

*Procedural Vote to Waive Notice:*

The vote to waive notice of Motion MM27.9 carried, two-thirds of Members present having voted in the affirmative.

*Advice by Speaker:*

Speaker Bussin advised the Council that consideration of Motion MM27.9 requires a re-opening of Economic Development Committee Item ED12.5 (Council Meeting - March 3, 4 and 5, 2008) only for the purpose of including Family Day among the designated holidays on which stores are required to close throughout the City of Toronto, unless located within a Tourist Area Exemption set out in Section 510-5 of the Municipal Code. A two-thirds vote of the Council Members present is required to re-open this Item.

*Vote to Re-Open Economic Development Committee Item ED12.5:*

Yes - 32	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Bussin, Davis, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Vaughan, Walker
No - 2	
Councillors:	Carroll, Del Grande

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

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.9, a Fiscal Impact Statement from the Acting 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 MM27.9 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. City Council amend Municipal Chapter 510 and By-law No. 153-95 to add Family Day to the definition of "Holiday", and to add Family Day to the holidays on which stores located in the Tourist Area Exemption for the Eaton Centre and the Hudson Bay Company Store at Yonge and Queen are permitted to open, and authorize the City Solicitor to prepare the necessary Bill to give effect thereto.

**City Council Decision Advice and Other Information**

City Council re-opened Economic Development Committee Item ED12.5 (City Council - March 3, 4 and 5, 2008) for further consideration, only for the purpose of including Family Day among the designated holidays on which stores are required to close throughout the City of Toronto, unless located within a Tourist Area Exemption set out in Section 510-5 of the Municipal Code.

**Background Information (City Council)**

Member Motion MM27.9

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17612.pdf>

- 27.96 **City Council Request the Provincial Government to Review the Judicial System and Its Criteria Relating to the Bail Release Process**  
*Moved by Councillor Moeser, seconded by Councillor McConnell*

MM27.10	ACTION	Adopted		
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**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that the necessary provisions of Chapter 27, Council Procedures, need to be waived to permit introduction of Motion MM27.10.

*Procedural Vote to Waive Notice:*

The vote to waive notice of Motion MM27.10 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 MM27.10 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM27.10 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.10, a Fiscal Impact Statement from the Acting 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 MM27.10 at this meeting:*

The vote to consider Motion MM27.10 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote to Adopt Motion MM27.10, without amendment:*

Yes - 30	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Bussin, Del Grande, Di Giorgio, Fletcher, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perruzza, Rae, Shiner, Stintz, Vaughan, Walker
No - 2	
Councillors:	Carroll, Perks

Carried by a majority of 28.

**City Council Decision**

City Council adopted the following motion:

1. City Council request the Government of Ontario to review the administration of the justice system as it relates to the bail process and instructions to Crown Attorneys. The review should be conducted in partnership with the City and the Toronto Police Services Board.

**Background Information (City Council)**

Member Motion MM27.10

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17611.pdf>

27.97 **Zoning Amendment Application: 7–21 Richgrove Drive**  
*Moved by Councillor Lindsay Luby, seconded by Councillor Palacio*

MM27.11	ACTION	Adopted		
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**December 1, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that Motion MM27.11 had been submitted after the deadline for the submission of Motions Without Notice. Speaker Bussin further advised that she had granted her consent to Councillor Lindsay Luby to seek leave of Council to add this Motion to the agenda. The provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM27.11 to the agenda.

*Procedural Vote to add Motion MM27.11 to the Agenda for Consideration at this Meeting:*

The vote to add Motion MM27.11 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that consideration of Motion MM27.11 requires a re-opening of Etobicoke York Community Council Item EY18.43 (City Council - July 15, 16 and 17, 2008) for further consideration, only as it relates to Recommendation 5. A two-thirds vote of the Council Members present is required to re-open this Item.

*Vote to Re-Open:*

The vote to re-open Etobicoke York Community Council Item EY18.43 for further consideration, only as it relates to Recommendation 5, carried, two-thirds of Members present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.11, a Fiscal Impact

Statement from the Acting 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 MM27.11 was adopted, without amendment.

### **City Council Decision**

City Council adopted the following motions:

1. Item EY18.43, headed “7-21 Richgrove Drive – Zoning Amendment Application – Final Report”, adopted, as amended, by City Council on July 15-17, 2008, be further amended by deleting the following Recommendation 5:

“5. Before introducing the necessary Bills to City Council for enactment, City Council require the issuance of the Notice of Approval Conditions for the Site Plan Application.”.

2. The owner be required to complete Site Plan approval prior to the release of Building Permits for each phase of the development.

### **City Council Decision Advice and Other Information**

City Council re-opened Etobicoke York Community Council Item EY18.43 (City Council - July 15, 16 and 17, 2008) for further consideration, only as it relates to Recommendation 5.

### **Background Information (City Council)**

Member Motion MM27.11

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17620.pdf>

### 27.98 **620 King Street West - Settlement Offer**

*Moved by Councillor Vaughan, seconded by Councillor Jenkins*

<b>MM27.12</b>	ACTION	Adopted		Ward: 20
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### **December, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that Motion MM27.12 had been submitted after the

deadline for the submission of Motions Without Notice. Speaker Bussin further advised that she had granted her consent to Councillor Vaughan to seek leave of Council to add this Motion to the agenda. The provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM27.12 to the agenda.

*Procedural Vote to add Motion MM27.12 to the Agenda for Consideration at this Meeting:*

The vote to add Motion MM27.12 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.12, a Confidential Fiscal Impact Statement (December 2, 2008) from the Acting Deputy City Manager and Chief Financial Officer.

*Vote:*

Motion MM27.12 was adopted, without amendment.

### **City Council Decision**

City Council adopted the following motions:

1. City Council adopt the confidential instructions to staff contained in Confidential Attachment 1 to the report (November 28, 2008) from the City Solicitor.
2. If adopted, the recommendations contained in Confidential Attachment 1, together with Appendix "A", may be made public at the end of the Council meeting.

The following recommendation and Appendix "A" contained in Confidential Attachment 1 to the report (November 28, 2008) from the City Solicitor, are now public. The balance of Confidential Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege:

1. City Council accept the Settlement Offer in accordance with the revised elevations shown at Appendix "A" (the "Revised Elevations"), on the following conditions:
  - a. the variance for building height be amended to permit a maximum building height of 34.75 metres, including a green roof, with the exception

of mechanical penthouse and other protrusions which shall be limited in kind, height and area to the satisfaction of City Planning staff, to a maximum height of 36.45 metres, and

- b. the variances be approved on the following conditions:
- i. the building be built to Leadership in Energy and Environmental Design Green Building Rating System (LEED) Silver Standard;
  - ii. the owner provide a cash contribution to the City in the amount of \$75,000.00 (the “Cash Contribution”) with \$50,000.00 of the Cash Contribution to be paid no later than 30 days following site plan approval, to be allocated towards:
    - o \$10,000.00 of the Cash Contribution will be allocated towards public housing in Ward 20 – Trinity Spadina; and
    - o \$40,000.00 of the Cash Contribution will be allocated towards a King Street West heritage conservation study;and with \$25,000.00 of the Cash Contribution to be paid prior to the issuance of the first above grade building permit for the purpose of streetscape improvements in the vicinity of the building; and
  - iii. the owner enter into an agreement, to be registered on title, with the City, pursuant to Section 45(9) of the Planning Act, to secure the above-noted conditions, in which the owner will also agree to provide landscaping details for the 3<sup>rd</sup> storey notch through the site plan approval process.

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

**Background Information (City Council)**

Member Motion MM27.12

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17621.pdf>

Report (November 28, 2008) from the City Solicitor

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17622.pdf>

Confidential Fiscal Impact Statement (December 2, 2008) from the Acting Deputy City Manager and Chief Financial Officer

Appendix A to report (November 28, 2008) from the City Solicitor

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17663.pdf>



27.99 **Amendment of Below Market Rent Lease – For Youth Initiative - 1652 Keele Street**

*Moved by Councillor Di Giorgio, seconded by Councillor Nunziata*

<b>MM27.13</b>	ACTION	Adopted		
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**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that Motion MM27.13 had been submitted after the deadline for the submission of Motions Without Notice. Speaker Bussin further advised that she had granted her consent to Councillor Di Giorgio to seek leave of Council to add this Motion to the agenda. The provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM27.13 to the agenda.

*Procedural Vote to add Motion MM27.13 to the Agenda for Consideration at this Meeting:*

The vote to add Motion MM27.13 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.13, a Fiscal Impact Statement from the Acting 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 MM27.13 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council authorize the amendment to For Youth Initiative's Lease with the City to include approximately 1,600 additional square feet in the basement of the building located on the property known municipally as 1652 Keele Street and to extend the term of the Lease until November 14, 2018, substantially in

accordance with the terms set out in Attachment “A” to this Motion and on such other terms as may be satisfactory to the Chief Corporate Officer and in a form acceptable to the City Solicitor, in order to meet the funding requirements of the Youth Challenge Fund.

2. City staff be authorized and directed to take the necessary steps to give effect thereto.

### **Background Information (City Council)**

Member Motion MM27.13

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17623.pdf>

Attachment A: Proposed Lease Terms and Conditions

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17624.pdf>

### **27.100 Funding Job Evaluation and Pay Equity Plan Settlement for Toronto Public Library in 2008**

*Moved by Councillor Carroll, seconded by Councillor Davis*

<b>MM27.14</b>	ACTION	Adopted		
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#### **December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that Motion MM27.14 had been submitted after the deadline for the submission of Motions Without Notice. Speaker Bussin further advised that she had granted her consent to Councillor Carroll to seek leave of Council to add this Motion to the agenda. The provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM27.14 to the agenda.

*Procedural Vote to add Motion MM27.14 to the Agenda for Consideration at this Meeting:*

The vote to add Motion MM27.14 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.14, a Fiscal Impact Statement (December 2, 2008) from the Acting 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)

*Vote:*

Motion MM27.14 was adopted, without amendment.

### **City Council Decision**

City Council adopted the following motions:

1. City Council approve a cash advance of \$1.712 million to Toronto Public Library, in order for the program to meet its payroll obligations in December 2008.
2. The Acting Deputy City Manager and Chief Financial Officer report on a source to fund the final net deficit for the Toronto Public Library as part of the final 2008 Year-End Operating Budget Variance report.

### **Background Information (City Council)**

Member Motion MM27.14

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17625.pdf>

Fiscal Impact Statement 1 (December 2, 2008) from the Acting Deputy City Manager and Chief Financial Officer

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17629.pdf>

#### **27.101 Sony Centre – Temporary Bridging Loan**

*Moved by Councillor McConnell, seconded by Councillor Lindsay Luby*

<b>MM27.15</b>	ACTION	Adopted		
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#### **December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that Motion MM27.15 had been submitted after the deadline for the submission of Motions Without Notice. Speaker Bussin further advised that she had granted her consent to Councillor McConnell to seek leave of Council to add this Motion to the agenda. The provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM27.15 to the agenda.

*Procedural Vote to add Motion MM27.15 to the Agenda for Consideration at this*

*Meeting:*

The vote to add Motion MM27.15 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion MM27.15, a Fiscal Impact Statement from the Acting 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 MM27.15 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council grant authority to the Acting Deputy City Manager and Chief Financial Officer to increase the facility for short-term borrowing provided to the Board of Directors of the Sony Centre for the Performing Arts, to an amount not to exceed \$5 million, not including accrued interest, consistent with the conditions of the prior agreement.
2. The loan facility be used for operating and capital expenditures incurred by the Sony Centre for the Performing Arts for work committed up to the end of December 2008.
3. Repayment of the loan and accrued interest be made by January 31, 2009, or when funds are received from Castlepoint Realty Partners Ltd., whichever comes first.
4. The facility bear interest at 3.5% or at the rate of interest established by the City's Acting Deputy City Manager and Chief Financial Officer, in his sole discretion, at the time that the funds are advanced to the Sony Centre and is fixed for the term of the loan.
5. Should Castlepoint Realty Partners Ltd. not close on the expected date, the Acting Deputy City Manager and Chief Financial Officer report back to Council with options to proceed.

**Background Information (City Council)**

Member Motion MM27.15

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17626.pdf>

Report (December 1, 2008) from the Acting Deputy City Manager and Chief Financial Officer

<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17627.pdf>

27.102 **201 Carlaw Avenue and 66 Boston Avenue – Authority to Amend Section 37 Agreement**

*Moved by Councillor Fletcher, seconded by Councillor Perruzza*

MM27.16	ACTION	Adopted		
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**December 2, 2008**

Speaker Bussin in the Chair

*Advice by Speaker:*

Speaker Bussin advised the Council that Motion MM27.16 had been submitted after the deadline for the submission of Motions Without Notice. Speaker Bussin further advised that she had granted her consent to Councillor Fletcher to seek leave of Council to add this Motion to the agenda. The provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM27.16 to the agenda.

*Procedural Vote to add Motion MM27.16 to the Agenda for Consideration at this Meeting:*

The vote to add Motion MM27.16 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

*Vote:*

Motion MM27.16 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council authorize and direct staff to prepare an amendment to the Section 37 Agreement, dated August 3, 2006, between The Printing Factory Lofts Inc. and the City to reallocate the use of \$20,000.00 for Matty Eckler Community Centre from basketball court resurfacing to dance studio room.
2. City Council authorize the appropriate City officials to execute the amending Section 37 Agreement referred to in Part 1, above, and to take all necessary action

to give effect thereto, at no cost to the owner.

### **Background Information (City Council)**

Member Motion MM27.16

(<http://www.toronto.ca/legdocs/mmis/2008/mm/bgrd/backgroundfile-17630.pdf>)

## 27.103 **CLOSED MEETING SESSION OF THE COMMITTEE OF THE WHOLE**

### **December 1, 2008 - Closed Session 1**

Speaker Bussin in the Chair.

#### *Procedural Motion:*

Councillor De Baeremaeker, at 12:01 p.m., moved that Council recess its public session to meet as Committee of the Whole in Closed Session to consider confidential information relating to the following matters on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006:

- EX26.3 Reason for Confidential Information: *a proposed or pending acquisition or sale of land for municipal or local board purposes*, as it relates to Union Station Revitalization Implementation
- GM19.11 Reason for Confidential Information: *a proposed or pending acquisition or sale of land for municipal or local board purposes*, as it relates to Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions
- PW20.1 Reason for Confidential Information: *advice that is subject to solicitor-client privilege*, as it relates to Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles

#### *Vote:*

The motion by Councillor De Baeremaeker carried.

Council recessed its public session at 12:02 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 12:30 p.m., and met in public session in the Council Chamber.

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

Speaker Bussin reported that Committee of the Whole had not concluded its consideration of confidential information relating to the following Items:

- Item EX26.3, headed “Union Station Revitalization Implementation”;
- Item GM19.11, headed “Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions”; and
- PW20.1, headed “Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles”.

**December 1, 2008 - Closed Session 2**

Speaker Bussin in the Chair.

*Procedural Motion:*

Councillor De Baeremaeker, at 2:20 p.m., moved that Council recess its public session to meet as Committee of the Whole in Closed Session to consider confidential information relating to the following matters on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006:

- |         |  |
|---------|--|
| EX26.3  | Reason for Confidential Information: <i>a proposed or pending acquisition or sale of land for municipal or local board purposes</i> , as it relates to Union Station Revitalization Implementation   |
| GM19.11 | Reason for Confidential Information: <i>a proposed or pending acquisition or sale of land for municipal or local board purposes</i> , as it relates to Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions        |
| PW20.1  | Reason for Confidential Information: <i>advice that is subject to solicitor-client privilege</i> , as it relates to Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles |

*Vote:*

The motion by Councillor De Baeremaeker carried.

Council recessed its public session at 2:21 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 3:39 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 confidential information relating to the following matters:

- Item EX26.3, headed “Union Station Revitalization Implementation”;
- Item GM19.11, headed “Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions”; and
- PW20.1, headed “Proposed Measures to Reduce In-Store Packaging Waste and Litter, Municipal Hazardous and Special Waste and Plastic Water Bottles”.

#### 27.104 Union Station Revitalization Implementation

<b>EX26.3</b>	ACTION	Adopted	Ward: 28
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Council considered this Item together with Government Management Committee Item GM19.11, headed “Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions”. (See Minute 27.105)

#### **December 1, 2008 - 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 Committee of the Whole had made no recommendation for consideration by Council with these Items.

#### *Vote:*

Adoption of Items EX26.3 and GM19.11, without amendment:

Yes - 36	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc,



	Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Vaughan, Walker
No - 2 Councillors:	Ford, Ootes

Carried by a majority of 34.

**City Council Decision - EX26.3**

City Council adopted the following motions:

1. City Council authorize the Chief Corporate Officer to continue the design and tender documentation to implement the first stage of the Recommended Approach for the revitalization of Union Station, including the West Wing.
2. City Council authorize the Chief Corporate Officer, further to Council's initial direction in December 2007, to extend the services of the following consultants/professionals (excluding GST) as indicated below:
  - a. extend the retainer of Davies Ward Phillips & Vineberg LLP for legal work on this file at a cost not to exceed \$450,000.00;
  - b. extend the retainer of Deloitte & Touche LLP at a cost not to exceed \$800,000.00;
  - c. extend the retainer of Arup Canada Inc. at a cost not to exceed \$300,000.00; and
  - d. extend the retainer of NORR Limited Architects & Engineers (with Fournier, Gersovitz and Moss, Architects (FGMA) as the heritage consultants) at a cost not to exceed \$6.9 million.
3. City Council authorize the Chief Corporate Officer to:
  - a. execute an amendment to the Building Management Agreement with The Toronto Terminals Railway Company Limited to provide for a 3% management fee increase for the period January 1, 2009, to April 30, 2009;
  - b. provide for the Agreement to terminate on April 30, 2009, and for the services and leases to be assumed by Facilities and Real Estate; and
  - c. approve funding in the amount of \$13.182 million gross, \$0 net, included in the 2009 Recommended Operating Budget for Facilities and Real Estate as shown in Attachment 1 (all revenues are 100% from leases with no

property tax implications).

4. City Council authorize the Chief Corporate Officer to carry out the following security-related initiatives:
  - a. enter into a Transit Secure Round 3 & 4 Amendment to the existing Transit Secure Agreement with Transport Canada;
  - b. implement all phases of the Transit Secure project which will include video surveillance (in accordance with the City's Security Video Policy, the proposed installation of video surveillance in high profile locations must be reported to Council);
  - c. subject to performance satisfactory to the Chief Corporate Officer, exercise the option(s) to renew the G4S Security Services (Canada) Ltd. Agreement for the provision of security guard services at Union Station for 2009-2010 and 2010-2011;
  - d. extend the retainer of Marshall Macklin Monaghan (with Goldsmith Borgal and Company Ltd. Architects) in the amount of \$300,000.00, to complete life safety projects design and contract administration for life safety projects under the Transit-Secure Agreement; and
  - e. extend the retainer of PCL Constructors Canada Inc. in the amount of \$4.8 million for the completion of the life safety projects under the Transit-Secure Agreement.
5. City Council authorize the Chief Corporate Officer and the General Manager of Transportation Services to negotiate and enter into agreements with private landowners regarding tunnel connections, property requirements, security and maintenance related to the new Northwest PATH, in a form satisfactory to the City Solicitor.
6. City Council authorize the Chief Corporate Officer to amend the existing Reciprocal Rights Agreement and enter into such other documentation with GO Transit, as may be necessary, to permit the atrium roof, as illustrated in Attachment 2, to encroach into the City's air space above the existing Trainshed roof, on such terms and conditions as the Chief Corporate Officer deems appropriate, and in a form satisfactory to the City Solicitor.
7. City Council authorize the Chief Corporate Officer, on terms and conditions satisfactory to the Chief Corporate Officer and in a form satisfactory to the City Solicitor, to negotiate and enter into a long-term agreement of up to 20 years on a single-source basis with Enwave Energy Corporation in order to provide a Deep Lake Water Cooling system for Union Station.

**City Council Decision Advice and Other Information**

City Council considered this Item with GM19.11, headed "Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions (Ward: 28)".

**Background Information (Committee)**

Union Station Revitalization Implementation  
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-16776.pdf>)

**27.105 Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions**

GM19.11	ACTION	Adopted		Ward: 28
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Council considered this Item together with Executive Committee Item EX26.3, headed "Union Station Revitalization Implementation". (See Minute 27.104)

**December 1, 2008 - 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 Committee of the Whole had made no recommendation for consideration by Council with these Items.

*Vote:*

Adoption of Items EX26.3 and GM19.11, without amendment:

Yes - 36	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Vaughan, Walker
No - 2	
Councillors:	Ford, Ootes

Carried by a majority of 34.

**City Council Decision - GM19.11**

City Council adopted the following motions:

1. City Council authorize the City to enter into an agreement of purchase and sale (the “West Wing Strata Sale Agreement”) with the Greater Toronto Transit Authority (“GO Transit”) for a strata portion of the west wing of Union Station, namely, all of the west wing above the first floor, including the external walls and roof, comprising approximately 89,555 square feet, more or less, of gross floor area (the “West Wing Strata Property) as shown in Appendix “C” with an anticipated initial closing date on or around March 31, 2009, as may be adjusted by the parties, substantially on the terms and conditions set out in the Transaction Summary in Appendix “A” and Attachment 1 and such other terms and conditions as may be acceptable to the Chief Corporate Officer, in a form satisfactory to the City Solicitor.
2. City Council authorize the City to enter into an agreement of purchase and sale (the “Concourse Strata Sale Agreement”)with GO Transit for a strata portion of Union Station representing the future east and west concourses to be constructed by the City as part of the revitalization of Union Station, comprising approximately 122,688 square feet of gross floor area (the “Concourse Strata Property”) as shown in Appendix “C”, with an anticipated initial closing date on or around March 31, 2009, as may be adjusted by the parties, substantially on the terms and conditions set out in the Transaction Summary in Appendix “A” and Attachment 1 and such other terms and conditions as may be acceptable to the Chief Corporate Officer, in a form satisfactory to the City Solicitor.
3. City Council approve the terms of the letter of intent between the Chief Corporate Officer and the Greater Toronto Transit Authority (“GO Transit”), substantially on the terms as set out in Appendix A and Confidential Attachment 1, together with such revisions as the Chief Corporate Officer, in consultation with the City Solicitor, deems appropriate, and subject to a condition being added that the City’s obligation to construct and convey the new east and west concourses to GO Transit shall be conditional upon the necessary funding being available to the City to carry out the revitalization of Union Station in accordance with the Recommended Approach, and that such condition be included in the Concourse Strata Sale Agreement referred to in Recommendation 2.
4. City Council authorize the City to enter into a Lease (the “Lease”) with GO Transit for the use and occupancy by GO Transit for its general offices of a portion of the first floor of the west wing and the north side of the second, third and fourth floors of the centre block of Union Station, comprising approximately

12,826 square feet, more or less, of rentable area (the “Leased Premises”) as shown in Appendix “C”, with an initial term commencing, on or about May 1, 2012 and ending on April 30, 2062 (the “Term”), together with a 49-year renewal option, and substantially on the terms and conditions set out in the Transaction Summary in Appendix “A” and Attachment 1 and such other terms and conditions as may be acceptable to the Chief Corporate Officer, in a form satisfactory to the City Solicitor.

5. City Council authorize the City to enter into an amending agreement (“Reciprocal Rights Amending Agreement”) with GO Transit to further amend the Reciprocal Rights Agreement between the parties, dated June 30, 2000, to reflect the parties’ respective rights and responsibilities in relation to the split ownership of the Union Station building, on such terms and conditions as the Chief Corporate Officer deems appropriate, and in a form satisfactory to the City Solicitor.
6. City Council authorize the City to enter into an appropriate agreement (the “NW Path Agreement”) with GO Transit to secure shared commitments related to capital and operating costs, retain resources and consultants for engineering design and construction of the new NW PATH project, and to provide GO Transit with pedestrian access rights to the NW PATH, on such terms and conditions as the Chief Corporate Officer deems appropriate, and in a form satisfactory to the City Solicitor.
7. City Council authorize the public release of the confidential information in Attachment 1 once the Sale Agreement and the Lease have been executed and the transaction contemplated in the Sale Agreement has been completed.
8. City Council direct that any proceeds for the Union Station project be used only for the development or revitalization of Union Station.
9. City Council authorize the City Solicitor to complete the transactions on behalf of the City, including paying any necessary expenses, amending the closing, due diligence and other dates, and amending and waving terms and conditions, on such terms as she considers reasonable.
10. City Council authorize the Chief Corporate Officer to administer and manage the Lease 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.
11. City Council receive the report (October 3, 2008) from the Chief Corporate Officer entitled "Union Station West Wing Lease".

Confidential Attachment 1 to the report (November 19, 2008) from the Chief Corporate

Officer, and the executed copy of the Letter of Intent which was distributed at the November 21, 2008 meeting of the Government Management Committee, remain confidential at this time, in accordance with the provisions of the City of Toronto Act, 2006, as they contain information related to a proposed or pending acquisition or sale of land for municipal or local board purposes. The confidential information contained in Confidential Attachment 1 and the executed copy of the Letter of Intent will be made public once the Sale Agreement and the Lease have been executed and the transaction contemplated in the Sale Agreement has been completed.

Confidential Attachment 1 to the report (October 3, 2008) from the Chief Corporate Officer, remains confidential at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to a proposed or pending acquisition or sale of land for municipal or local board purposes. The confidential information contained in Confidential Attachment 1 will be made public once the Lease has been executed.

### **City Council Decision Advice and Other Information**

City Council considered this Item with Item EX26.3, headed "Union Station Revitalization Implementation".

### **Confidential Attachment - 1 - A proposed or pending acquisition or sale of land for municipal or local board purposes**

#### **Background Information (Committee)**

Report - Proposed Strata Sale of Portions of Union Station and Related Real Estate Transactions

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17571.pdf>)

Confidential Attachment 1 - GM19-11

Confidential Attachment 1(Part 2) - GM19.11

### **11a Union Station West Wing Lease**

### **Confidential Attachment - 1 - A proposed or pending acquisition or sale of land for municipal or local board purposes**

#### **Background Information (Committee)**

Report - Union Station West Wing Lease

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-17220.pdf>)

Confidential Attachment 1 - GM19-11a

**Municipal Hazardous and Special Waste and Plastic Water Bottles**

PW20.1	ACTION	Amended		Ward: All
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**December 1, 2008 - 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 Committee of the Whole had made no recommendation for consideration by Council with the Item.

*Motions:*

1. Mayor Miller moved that the Item be amended as follows:
  1. by deleting Recommendation 1 of the Public Works and Infrastructure Committee;
  2. Council endorse the goal of a 70% reduction in the provision of plastic retail shopping bags, from a baseline of 2006 usage, to customers by the retail sector in the City of Toronto by 2012.
  3. Commencing June 1, 2009, the City of Toronto:
    - a. require all retailers to accept the use of a reusable bag or container (as defined in Appendix A) for the transport of purchased items in lieu of plastic retail shopping bags; and
    - b. require all retailers that offer or provide to customers plastic retail shopping bags (as defined in Appendix A) in a retail store in the City of Toronto to charge a minimum of \$0.05 for each plastic retail shopping bag requested, or taken, by the customer;
    - c. require all retailers who offer or provide plastic retail shopping bags to communicate the charge described in (a) to customers by:
      - i. prominent signage at the point of sale; and
      - ii. itemizing the charge on the transaction receipt (if one is issued);
  4. Commencing June 1, 2010, the City of Toronto ban the sale or distribution of plastic retail shopping bags that are not compatible with the City of

Toronto's recycling program (as described in Appendix A), including biodegradable or compostable plastic bags (as defined in Appendix A) and bags with metal grommets or other non-plastic fittings.

5. The General Manager of Solid Waste Management Services be directed to report annually to the Public Works and Infrastructure Committee on the source reduction of plastic retail shopping bags used by customers, using all available information, including relevant data voluntarily provided by the appropriate industry associations to the General Manager, and any recommended changes to the minimum amount charged by retailers for plastic retail shopping bags, to ensure progress towards the goal of 70% reduction in the use of plastic retail shopping bags by customers.
  6. The General Manager of Solid Waste Management Services continue to consult with multiple stakeholders reflecting the types and sizes of businesses in the retail industry through the implementation of these recommendations.
  7. If there are new funds generated from the sale of plastic retail shopping bags, the City supports the retailer reinvesting these funds in community or environmental initiatives.
2. Councillor Ford moved that the Item be received for information.
  3. Councillor De Baeremaeker moved that the Item be amended as follows:
    - a.
      1. by deleting Recommendation 4 of the Public Works and Infrastructure Committee.
      2. The City of Toronto ban the sale or distribution of plastic take-out food containers (as defined in Appendix C) that are not compatible with the City of Toronto Blue Bin program by February 28, 2011.
      3. The General Manager of Solid Waste Management Services work with industry stakeholders to achieve a goal of having 50% of plastic takeout food containers used in Toronto, from a baseline of 2008 usage, compatible with the City of Toronto Blue Bin program by December 31, 2009.
      4. The General Manager of Solid Waste Management Services be requested to report back to Council if the interim target of 50% compatibly is not achieved by December 31, 2009.
      5. The General Manager of Solid Waste Management Services continue to consult with multiple stakeholders reflecting the types



and sizes of businesses in the retail industry through the implementation of these recommendations.

- b. by adding the following:

The City Clerk be directed to circulate the Council Resolution and amended staff report to the Federation of Canadian Municipalities, the Association of Municipalities of Ontario and the Regional Public Works Commissioners of Ontario.

**December 2, 2008**

Speaker Bussin in the Chair.

*Motions:*

4. Councillor Stintz moved that:
- a. the Item be amended by inserting into Recommendation 2 of the Public Works and Infrastructure Committee, the words “that does not conflict with any regulation under the Health Protection and Promotion Act”, so that Recommendation 2 now reads as follows:
2. The City of Toronto request food service retail representatives, food service trade associations and/or other food service stakeholders who currently use plastic take out food containers and operate in the City, to develop, by December 31, 2010, a reusable and/or refillable take out food container, or take out food service protocol that does not conflict with any regulation under the Health Protection and Promotion Act, which will allow customers to choose a reusable option for take-out food packaging.
- b. Part 3b and 3c of motion 1 by Mayor Miller be amended by deleting the word “require” and replacing it with the word “request”, so that Parts 3b and 3c now read as follows:
3. Commencing June 1, 2009, the City of Toronto:
- b. request all retailers that offer or provide to customers plastic retail shopping bags (as defined in Appendix A) in a retail store in the City of Toronto to charge a minimum of \$0.05 for each plastic retail shopping bag requested, or taken, by the customer;

- c. request all retailers who offer or provide plastic retail shopping bags to communicate the charge described in (a) to customers by:
      - i. prominent signage at the point of sale; and
      - ii. itemizing the charge on the transaction receipt (if one is issued).
  
- 5. Councillor Moscoe moved that:
  - a. Part 3b of motion 1 by Mayor Miller be amended by adding the words “and that alternatively, retailers be permitted to provide retail shopping bags free of charge that are compatible with the City of Toronto’s recycling program (e.g., paper bags) as approved by the General Manager of Solid Waste Management Services”, so that Part 3b now reads as follows:
    - 3. Commencing June 1, 2009, the City of Toronto:
      - b. require all retailers that offer or provide to customers plastic retail shopping bags (as defined in Appendix A) in a retail store in the City of Toronto to charge a minimum of \$0.05 for each plastic retail shopping bag requested, or taken, by the customer; and that alternatively, retailers be permitted to provide retail shopping bags free of charge that are compatible with the City of Toronto’s recycling program (e.g., paper bags) as approved by the General Manager of Solid Waste Management Services.
  
  - b. Part 7 of motion 1 by Mayor Miller be amended to now read as follows:
    - 7. If there are new funds generated from the sale of plastic retail shopping bags, the City supports the retailer reinvesting these funds in community or environmental initiatives, or utilizing them to mark down the selling price of re-usable bags.
  
  - c. the Item be amended by deleting from Recommendation 6b of the Public Works and Infrastructure Committee the date “December 31, 2011” and replacing it with the date “December 31, 2010”, so that Recommendation 6b now reads as follows:
    - 6b. authorize and direct appropriate staff from Solid Waste Management Services, Parks, Forestry and Recreation, Facilities and Real Estate, Purchasing and Materials Management, Toronto Public Health and Toronto Water, to work together to develop and implement a program that bans the sale and distribution of bottled water at all

remaining City facilities, improve accessibility to tap water at all City facilities and take into account existing contracts related to bottled water at City facilities and unique public health and safety related situations, and that this implementation be completed by December 31, 2010.

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

In the event that the program fails to achieve the 70% reduction, as it relates to plastic bags, or appears to be failing to meet its goals, the General Manager of Solid Waste Management Services be authorized to recommend alternatives, including but not limited to a ban on plastic bags.

*Permission to Withdraw Motion:*

Councillor Moscoe moved that Council permit him to withdraw his motion 5a, the vote on which was taken as follows:

Yes - 25	
Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Walker
No - 8	
Councillors:	Holyday, Jenkins, Minnan-Wong, Nunziata, Parker, Saundercook, Shiner, Stintz

Carried by a majority of 17.

*Motions:*

6. Councillor Holyday moved that motion 1 by Mayor Miller be amended by deleting Parts 3b and 3c, and inserting instead the following:
- 3b. instruct the General Manager, Solid Waste Management Services to meet with industry representatives and others to develop an incentive program using discount coupons or other discount mechanisms to encourage the use of reusable bags at grocery outlets and other retailers, and report back to the Public Works and Infrastructure Committee.
7. Councillor Shiner moved that motion 1 by Mayor Miller be amended by adding to Part 3b, the words “and that alternatively, retailers be permitted to provide retail shopping bags free of charge that are compatible with the City of Toronto’s recycling program (e.g., paper bags and recyclable plastic bags) as approved by the

General Manager of Solid Waste Management Services”, so that Part 3b now reads as follows:

3. Commencing June 1, 2009, the City of Toronto:
  - b. require all retailers that offer or provide to customers plastic retail shopping bags (as defined in Appendix A) in a retail store in the City of Toronto to charge a minimum of \$0.05 for each plastic retail shopping bag requested, or taken, by the customer; and that alternatively, retailers be permitted to provide retail shopping bags free of charge that are compatible with the City of Toronto’s recycling program (e.g., paper bags and recyclable plastic bags) as approved by the General Manager of Solid Waste Management Services.

Deputy Speaker Lindsay Luby in the Chair.

8. Councillor Palacio moved that the Item be amended by adding the following:

Commencing June 1, 2009, retailers be required to sell “biodegradable” or “compostable” bags (as defined in Appendix A to the staff report) that are clearly labelled “biodegradable” or “compostable” and with a statement that “This bag may NOT be recycled.”

9. Councillor Lee moved that the Item be amended by adding to Recommendation 3 of the Public Works and Infrastructure Committee, the words “the report to also include information as it pertains to food safety and cross-contamination risk of using customer supplied refillable containers”, so that Recommendation 3 now reads as follows:
  3. The General Manager of Solid Waste Management Services be requested to report back to Council by January 1, 2011, on the progress of Recommendation 2 and on the use of bans and/or financial tools on plastic take out food containers that may be appropriate at that time, the report to also include information as it pertains to food safety and cross-contamination risk of using customer supplied refillable containers.

Speaker Bussin in the Chair.

10. Councillor Walker moved that the Item be amended by:
  - a. amending Recommendation 9 of the Public Works and Infrastructure Committee so that it now reads as follows:

9. Savings which accrue to the City of Toronto as a result of the Waste Diversion Ontario funding of Municipal Hazardous and Special Waste be reinvested in enhanced recovery programs for those materials such as regular scheduled collection days for apartments and increased Toxic Taxis for single family residences and options for a waste diversion collection plan for batteries (e.g. - household batteries) and all light bulbs (including compact Fluorescent Light Bulbs) with a request that the General Manager of Solid Waste Management Services submit a report to the April 8, 2009 meeting of the Public Works and Infrastructure Committee.

- b. adding the following:

The City Council request the Province of Ontario to ban the use, including the sale and distribution, of plastic retail shopping bags in Ontario and the City Clerk convey this request as soon as possible.

11. Councillor Mammoliti moved that the Item be amended by adding the following:

The General Manager, Solid Waste Management Services, ensure that there is a reasonable consultative process with respect to plastic bags and plastic take-out food containers for the “mom and pop” shops who do not belong to an association.

12. Councillor Lindsay Luby moved that Part 7 of motion 1 by Mayor Miller be amended by adding the words “in addition, retailers be encouraged to identify where these funds are being re-invested for the awareness of the public”, so that Part 7 now reads as follows:

7. If there are new funds generated from the sale of plastic retail shopping bags, the City supports the retailer reinvesting these funds in community or environmental initiatives, or utilizing them to mark down the selling price of re-usable bags. In addition, retailers be encouraged to identify where these funds are being re-invested for the awareness of the public.

13. Councillor Jenkins moved that the Item be amended by adding the following:

The City Solicitor report to Council on the risks, if any, to the City of any action under the Federal Competition Act Legislation, prior to implementation of the five cent mandatory minimum charge to consumers in the subject by-law.

*Procedural Motion:*

Councillor Mammoliti moved that Council vary the Order Paper to hold down this Item and resume consideration of Item EX26.25, headed “Removing the Restriction on Chairs

of Community Councils and Special Committees Serving Consecutive Half-Terms”, the vote on which was taken as follows:

Yes - 11	
Councillors:	De Baeremaeker, Di Giorgio, Grimes, Holyday, Kelly, Lindsay Luby, Mammoliti, Palacio, Pantalone, Rae, Saundercook
No - 29	
Councillors:	Ashton, Bussin, Carroll, Cho, Davis, Del Grande, Filion, Fletcher, Ford, Giambrone, Hall, Heaps, Jenkins, Lee, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Parker, Perks, Perruzza, Shiner, Stintz, Vaughan, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

*Motions:*

14. Councillor Grimes moved that the Item be amended by deleting Recommendation 6 of the Public Works and Infrastructure Committee and replacing it with the following:
  6. That:
    - a. Council request the Director of Purchasing to ensure, upon the tendering of the next vending contract for City facilities, that bottled water in vending machines be prohibited within the six Civic Centres;
    - b. Council request the General Manager of Solid Waste Management to work with the bottled water industry to implement a strategy to achieve both source reduction of bottled water and enhanced recycling in all City facilities, that will result in a recycling rate that exceed the rate of 70 percent by January 1, 2011; and
    - c. the City, through work with the bottled water industry through its Trade Association (Refreshments Canada and CBWA), to immediately commence pilot projects for public space recycling of plastic water bottles in designated City facilities and at special events to be determined by staff, and funded by the water bottle industry.
  
15. Councillor Perruzza moved that:

- a. Part 2 of motion 1 by Mayor Miller be deleted and the following inserted instead:
  - 2. Council ban the provision of plastic retail shopping bags in all retail stores in Toronto by December 31, 2010.

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

The General Manager, Solid Waste Manager Services, be requested to work with the industry to develop an alternative single use retail shopping bag that is compatible with the City of Toronto Recycling Program.

- c. the Item be amended by deleting from Recommendations 6a and 6b of the Public Works and Infrastructure Committee the words “bottled water” and replacing them with the words “any beverage in a plastic bottle”, so that Recommendations 6a and 6b now read as follows:

- 6. The City of Toronto:

- a. ban the sale or distribution of any beverage in a plastic bottle at Civic Centres immediately, with due regard for any current contracts related to the purchase or sale of any beverage in a plastic bottle;
- b. authorize and direct appropriate staff from Solid Waste Management Services, Parks, Forestry and Recreation, Facilities and Real Estate, Purchasing and Materials Management, Toronto Public Health and Toronto Water, to work together to develop and implement a program that bans the sale and distribution of any beverage in a plastic bottle at all remaining City facilities, improve accessibility to tap water at all City facilities and take into account existing contracts related to any beverage in a plastic bottle at City facilities and unique public health and safety related situations, and that this implementation be completed by December 31, 2011.

- 16. Councillor Cho moved that the Item be amended by amending Recommendation 6b of the Public Works and Infrastructure Committee by:

- a. deleting the word “improve” and replacing it with the word “ensure”; and
- b. adding the words “and authorized special events held at City facilities”,

so that Recommendation 6b now reads:

6. The City of Toronto:
  - b. authorize and direct appropriate staff from Solid Waste Management Services, Parks, Forestry and Recreation, Facilities and Real Estate, Purchasing and Materials Management, Toronto Public Health and Toronto Water, to work together to develop and implement a program that bans the sale and distribution of bottled water at all remaining City facilities, ensure accessibility to tap water at all City facilities and take into account existing contracts related to bottled water at City facilities and unique public health and safety related situations, and authorized special events held at City facilities, and that this implementation be completed by December 31, 2011.
  
17. Councillor Nunziata moved that Part 3b of motion 1 by Mayor Miller be deleted and that Council adopt the following instead:
  - 3b. request all retailers that offer or provide to customers plastic retail shopping bags (as defined in Appendix A) in a retail store in the City of Toronto to charge a minimum of \$0.05 for each plastic retail shopping bag requested, or taken, by the customer, or provide other alternatives at no charge to the customer.
  
18. Councillor Carroll moved that the Item be amended by deleting Recommendation 6 of the Public Works and Infrastructure Committee and replacing it with the following:
  6. The City of Toronto:
    - a. prohibit the sale or distribution of bottled water at Civic Centres immediately, with due regard for any current contracts related to the purchase or sale of bottled water;
    - b. authorize and direct appropriate staff from Solid Waste Management Services, Parks, Forestry and Recreation, Facilities and Real Estate, Purchasing and Materials Management, Toronto Public Health, Toronto Water and the bottled water industry, to work together to develop and implement a program that prohibits the sale and distribution of bottled water at all remaining City facilities by December 31, 2011; and
    - c. authorize appropriate staff to prohibit plastic water bottle sales at each City facility upon completion of improved access to tap water



at all City facilities as water bottled sales are phased out, having due regard to existing contracts and unique public health and safety related situations and authorized special events in City facilities, by December 31, 2011.

Deputy Speaker Lindsay Luby in the Chair.

19. Deputy Mayor Pantalone moved that Part 3b of motion 1 by Mayor Miller be deleted and that Council adopt instead the following:

- 3b. request all retailers that offer or provide to customers plastic retail shopping bags (as defined in Appendix A) in a retail store in the City of Toronto to charge a minimum of \$0.05 for each plastic retail shopping bag requested, or taken, by the customer, or provide other alternatives at no charge to the customer, and request all retailers to also provide a free alternative to plastic bags.

*Permission to Withdraw Motion:*

Deputy Mayor Pantalone moved that Council permit him to withdraw his motion 19, the vote on which was taken as follows:

Yes - 35	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan, Walker
No - 8	
Councillors:	Feldman, Ford, Holyday, Minnan-Wong, Ootes, Parker, Shiner, Stintz

Carried by a majority of 27.

*Permission to Revise Motion:*

Councillor Nunziata, with the permission of Council, revised her motion 17 by deleting the word “request” and replacing it with the word “require”, so that motion 17 now reads as follows:

17. Councillor Nunziata moved that Part 3b of motion 1 by Mayor Miller be deleted and that Council adopt the following instead:

- 3b. require all retailers that offer or provide to customers plastic retail shopping bags (as defined in Appendix A) in a retail store in the City of Toronto to charge a minimum of \$0.05 for each plastic retail shopping bag requested, or taken, by the customer, or provide other alternatives at no charge to the customer.

*Permission to Withdraw Motion:*

Councillor Palacio, with the permission of Council, withdrew his motion 8.

*Votes:*

Adoption of motion 2 by Councillor Ford:

Yes - 11	
Councillors:	Carroll, Feldman, Ford, Holyday, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz, Thompson
No - 32	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 21.

Adoption of motion 15a by Councillor Perruzza:

Yes - 4	
Councillors:	Moscoe, Perruzza, Vaughan, Walker
No - 39	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Thompson

Lost by a majority of 35.

Adoption of motion 4b by Councillor Stintz:

Yes - 12 Councillors:	Feldman, Holyday, Jenkins, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz, Thompson, Walker
No - 31 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 19.

Adoption of motion 6 by Councillor Holyday:

Yes - 13 Councillors:	Feldman, Ford, Holyday, Jenkins, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz, Thompson, Walker
No - 30 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 17.

Adoption of motion 7 by Councillor Shiner:

Yes - 10 Councillors:	Del Grande, Feldman, Holyday, Jenkins, Milczyn, Minnan-Wong, Parker, Shiner, Stintz, Thompson
No - 33 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza,

Rae, Vaughan, Walker
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Lost by a majority of 23.

Adoption of revised motion 17 by Councillor Nunziata:

Yes - 28	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Parker, Perks, Vaughan, Walker
No - 15	
Mayor:	Miller
Councillors:	Cho, Davis, De Baeremaeker, Feldman, Ford, Lindsay Luby, Milczyn, Ootes, Pantalone, Perruzza, Rae, Shiner, Stintz, Thompson

Carried by a majority of 13.

Adoption of motion 5b by Councillor Moscoe:

Yes - 38	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Vaughan, Walker
No - 5	
Councillors:	Ford, Grimes, Lindsay Luby, McConnell, Ootes

Carried by a majority of 33.

Adoption of motion 12 by Councillor Lindsay Luby:

Yes - 34	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday, Jenkins, Kelly, Lee,

	Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Thompson, Vaughan, Walker
No - 9 Councillors:	Feldman, Ford, Giambrone, Grimes, Ootes, Perruzza, Rae, Shiner, Stintz

Carried by a majority of 25.

Adoption of motion 1 by Mayor Miller, as amended:

Yes - 30 Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Parker, Perks, Rae, Vaughan
No - 13 Councillors:	Feldman, Ford, Holyday, Jenkins, Milczyn, Minnan-Wong, Nunziata, Ootes, Perruzza, Shiner, Stintz, Thompson, Walker

Carried by a majority of 17.

Adoption of motion 4a by Councillor Stintz:

Yes - 31 Mayor:	Miller
Councillors:	Ainslie, Ashton, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Holyday, Jenkins, Lee, Lindsay Luby, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Rae, Shiner, Stintz, Thompson, Vaughan, Walker
No - 12 Councillors:	Augimeri, Bussin, Carroll, Davis, Giambrone, Hall, Heaps, Kelly, Mammoliti, McConnell, Perks, Perruzza

Carried by a majority of 19.

Adoption of motion 9 by Councillor Lee:

Yes - 39 Mayor:	Miller
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Minutes of the Council of the City of Toronto  
December 1, 2 and 3, 2008

Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Thompson, Walker
No - 4 Councillors:	Augimeri, Giambrone, Perruzza, Vaughan

Carried by a majority of 35.

Adoption of motion 3a by Councillor De Baeremaeker:

Yes - 35 Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan, Walker
No - 8 Councillors:	Feldman, Ford, Holyday, Minnan-Wong, Ootes, Shiner, Stintz, Thompson

Carried by a majority of 27.

Adoption of motion 14 by Councillor Grimes:

Yes - 11 Councillors:	Ashton, Augimeri, Grimes, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Perruzza, Thompson, Walker
No - 32 Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan

Lost by a majority of 21.

Adoption of motion 18 by Councillor Carroll:

Yes - 31	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker
No - 12	
Councillors:	Ashton, Feldman, Ford, Grimes, Holyday, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz, Thompson

Carried by a majority of 19.

*Ruling by Speaker:*

Due to the above decisions of Council, Speaker Bussin ruled the following motions redundant:

- motion 5c by Councillor Moscoe;
- motion 15c by Councillor Perruzza; and
- motion 16 by Councillor Cho.

Adoption of motion 10a by Councillor Walker:

Yes - 37	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Walker
No - 6	
Councillors:	Di Giorgio, Ford, Grimes, Holyday, Pantalone, Vaughan

Carried by a majority of 31.

Adoption of motion 5d by Councillor Moscoe:

Yes - 29	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lee, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker
No - 14	
Councillors:	Di Giorgio, Feldman, Ford, Grimes, Holyday, Jenkins, Lindsay Luby, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz, Thompson

Carried by a majority of 15.

Adoption of motion 10b by Councillor Walker:

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

Lost by a majority of 25.

Adoption of motion 11 by Councillor Mammoliti:

Yes - 42	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Vaughan, Walker
No - 1	



Councillor: Lee
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Carried by a majority of 41.

*Motion to Reconsider:*

Councillor Walker moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the vote on motion 11 by Councillor Mammoliti, which carried, two-thirds of Members having voted in the affirmative.

*Re-vote:*

Adoption of motion 11 by Councillor Mammoliti:

Yes - 43
Mayor: Miller
Councillors: Ainslie, Ashton, 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, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Vaughan, Walker
No - 0

Carried unanimously.

Adoption of motion 13 by Councillor Jenkins:

Yes - 16
Councillors: Cho, Del Grande, Feldman, Ford, Grimes, Holyday, Jenkins, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz, Thompson, Walker
No - 27
Mayor: Miller
Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 11.

Adoption of motion 15b by Councillor Perruzza:

Yes - 11	
Councillors:	Di Giorgio, Feldman, Fletcher, Holyday, Jenkins, Minnan-Wong, Pantalone, Parker, Perruzza, Shiner, Thompson
No - 32	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Filion, Ford, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Perks, Rae, Stintz, Vaughan, Walker

Lost by a majority of 21.

Adoption of motion 3b by Councillor De Baeremaeker:

Yes - 32	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan, Walker
No - 11	
Councillors:	Ford, Grimes, Holyday, Jenkins, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Stintz

Carried by a majority of 21.

Adoption of the Item, as amended:

Yes - 30	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Rae, Vaughan, Walker
No - 13	
Councillors:	Feldman, Ford, Holyday, Jenkins, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Perruzza,

Shiner, Stintz, Thompson

Carried by a majority of 17.

**City Council Decision**

City Council adopted the following motions:

Plastic Bags

1. Council endorse the goal of a 70% reduction in the provision of plastic retail shopping bags, from a baseline of 2006 usage, to customers by the retail sector in the City of Toronto by 2012.
2. Commencing June 1, 2009, the City of Toronto:
  - a. require all retailers to accept the use of a reusable bag or container (as defined in Appendix A) for the transport of purchased items in lieu of plastic retail shopping bags;
  - b. require all retailers that offer or provide to customers plastic retail shopping bags (as defined in Appendix A) in a retail store in the City of Toronto to charge a minimum of \$0.05 for each plastic retail shopping bag requested, or taken, by the customer, or provide other alternatives at no charge to the customer; and
  - c. require all retailers who offer or provide plastic retail shopping bags to communicate the charge described in (a) to customers by:
    - i. prominent signage at the point of sale; and
    - ii. itemizing the charge on the transaction receipt (if one is issued).
3. Commencing June 1, 2010, the City of Toronto ban the sale or distribution of plastic retail shopping bags that are not compatible with the City of Toronto's recycling program (as described in Appendix A), including biodegradable or compostable plastic bags (as defined in Appendix A) and bags with metal grommets or other non-plastic fittings.
4. The General Manager of Solid Waste Management Services be directed to report annually to the Public Works and Infrastructure Committee on the source reduction of plastic retail shopping bags used by customers, using all available information, including relevant data voluntarily provided by the appropriate industry associations to the General Manager, and any recommended changes to the minimum amount charged by retailers for plastic retail shopping bags, to ensure progress towards the goal of 70% reduction in the use of plastic retail

shopping bags by customers.

5. The General Manager of Solid Waste Management Services continue to consult with multiple stakeholders reflecting the types and sizes of businesses in the retail industry through the implementation of these recommendations.
6. If there are new funds generated from the sale of plastic retail shopping bags, the City supports the retailer reinvesting these funds in community or environmental initiatives, or utilizing them to mark down the selling price of re-usable bags. In addition, retailers be encouraged to identify where these funds are being re-invested for the awareness of the public.
7. The General Manager, Solid Waste Management Services, ensure that there is a reasonable consultative process with respect to plastic bags and plastic take-out food containers for the “mom and pop” shops who do not belong to an association.
8. In the event that the program fails to achieve the 70% reduction, as it relates to plastic bags, or appears to be failing to meet its goals, the General Manager of Solid Waste Management Services be authorized to recommend alternatives, including but not limited to a ban on plastic bags.

Plastic Take Out Food Containers:

9. The City of Toronto request food service retail representatives, food service trade associations and/or other food service stakeholders who currently use plastic take out food containers and operate in the City, to develop, by December 31, 2010, a reusable and/or refillable take out food container, or take out food service protocol that does not conflict with any regulation under the Health Protection and Promotion Act, which will allow customers to choose a reusable option for take-out food packaging.
10. The General Manager of Solid Waste Management Services be requested to report back to Council by January 1, 2011, on the progress of Part 9, above, and on the use of bans and/or financial tools on plastic take out food containers that may be appropriate at that time, the report to also include information as it pertains to food safety and cross-contamination risk of using customer supplied refillable containers
11. The City of Toronto ban the sale or distribution of plastic take-out food containers (as defined in Appendix C) that are not compatible with the City of Toronto Blue Bin program by February 28, 2011.
12. The General Manager of Solid Waste Management Services work with industry stakeholders to achieve a goal of having 50% of plastic takeout food containers used in Toronto, from a baseline of 2008 usage, compatible with the City of

Toronto Blue Bin program by December 31, 2009.

13. The General Manager of Solid Waste Management Services be requested to report back to Council if the interim target of 50% compatibility is not achieved by December 31, 2009.
14. The General Manager of Solid Waste Management Services continue to consult with multiple stakeholders reflecting the types and sizes of businesses in the retail industry through the implementation of these recommendations.
15. The General Manager, Solid Waste Management Services, ensure that there is a reasonable consultative process with respect to plastic bags and plastic take-out food containers for the “mom and pop” shops who do not belong to an association.

Other Materials:

16. The General Manager of Solid Waste Management Services be authorized to report back with recommendations on additional in store packaging materials to be considered for similar packaging reduction policies.

Bottled Water:

17. The City of Toronto:
  - a. prohibit the sale or distribution of bottled water at Civic Centres immediately, with due regard for any current contracts related to the purchase or sale of bottled water;
  - b. authorize and direct appropriate staff from Solid Waste Management Services, Parks, Forestry and Recreation, Facilities and Real Estate, Purchasing and Materials Management, Toronto Public Health, Toronto Water and the bottled water industry, to work together to develop and implement a program that prohibits the sale and distribution of bottled water at all remaining City facilities by December 31, 2011; and
  - c. authorize appropriate staff to prohibit plastic water bottle sales at each City facility upon completion of improved access to tap water at all City facilities as water bottled sales are phased out, having due regard to existing contracts and unique public health and safety related situations and authorized special events in City facilities, by December 31, 2011.

Packaging Reduction Working Group:

18. The In-Store Packaging Working Group be reconstituted as a Packaging Reduction Working Group with two primary roles:

- a. explore the options available to the City to reduce factory packaging (i.e., packaging applied at the point of manufacture or distribution) and report on the options explored to the Public Works and Infrastructure Committee; and
  - b. explore the options available for a program where customers could remove factory packaging at the point of purchase and leave the packaging at the retail location, and that the Working Group report back to Council on the feasibility of such a program.
19. Membership of the Packaging Reduction Working Group be modified to include factory packaging and retail representatives.

Batteries, Paint Cans and Light Bulbs:

20. Savings which accrue to the City of Toronto as a result of the Waste Diversion Ontario funding of Municipal Hazardous and Special Waste be reinvested in enhanced recovery programs for those materials such as regular scheduled collection days for apartments and increased Toxic Taxis for single family residences and options for a waste diversion collection plan for batteries (e.g. - household batteries) and all light bulbs (including compact Fluorescent Light Bulbs) with a request that the General Manager of Solid Waste Management Services submit a report to the April 8, 2009 meeting of the Public Works and Infrastructure Committee.

General

21. The City Solicitor be directed to submit the necessary bills to Council to implement the above motions adopted by City Council.
22. City Council receive, for information, the confidential attachment to the report dated October 31, 2008, from the City Solicitor (Item PW20.1a), and maintain the information in the attachment as confidential pursuant to solicitor client privilege.
23. The City Clerk be directed to circulate the Council Resolution and amended staff report to the Federation of Canadian Municipalities, the Association of Municipalities of Ontario and the Regional Public Works Commissioners of Ontario.

Confidential Attachment 1 to the report (October 31, 2008) from the City Solicitor (PW20.1a), remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains advice that is subject to solicitor-client privilege.

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

**privilege**

**Background Information (Committee)**

2008-11-12-PW20.1-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17097.pdf>)

2008-11-12-PW20.1-Appendix A - Plastic Bags

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17098.pdf>)

2008-11-12-PW20.1-Appendix B - Hot Drink Cups

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17099.pdf>)

2008-11-12-PW20.1-Appendix C- Plastic Take-out Food Containers

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17100.pdf>)

2008-11-12-PW20.1-Appendix D - Other Policy Options Explored

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17101.pdf>)

**Background Information (City Council)**

Presentation material submitted by the General Manager, Solid Waste Management Services, on In-Store Packaging (PW20.1c)

(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-17619.pdf>)

**Communications (Committee)**

(October 28, 2008) letter from Heather C. Ducharme, Chair, Toronto 3Rs Working Group and Elaine LePage, Vice-Chair, Toronto 3Rs Working Group (PW.Main.PW20.1.1)

(November 3, 2008) letter from Joe Cressy, Polaris Institute, and submitting a press release, headed "City of Toronto to Ban Bottled Water" (PW.Main.PW20.1.2)

(October 16, 2008) letter from Joseph P. Hruska, Environment and Plastics Industry Council, Municipal Relations (PW.Main.PW20.1.3)

(November 5, 2008) e-mail from Haley Waxberg, Knit-O-Matic (PW.New.PW20.1.4)

(November 5, 2008) e-mail from Jim Reynolds (PW.New.PW20.1.5)

(November 6, 2008) e-mail from Julie Graham (PW.New.PW20.1.6)

(November 7, 2008) e-mail from Harriet Simand and the Grade 6 Students, The York School, forwarding a Press Release dated November 6, 2008 (PW.New.PW20.1.7)

(November 7, 2008) e-mail from Claire Kerr and Zsolt Juhasz (PW.New.PW20.1.8)

(November 9, 2008) e-mail from Christopher Hafey (PW.New.PW20.1.9)

(November 7, 2008) letter from David K. Wong, Corporate Counsel, EPI Environmental Technologies Inc. (PW.New.PW20.1.10)

(November 10, 2008) letter from Jim Goetz, Vice President - Provincial Affairs, Food & Consumer Products of Canada (PW.New.PW20.1.11)

(November 10, 2008) letter from Mike Clark, Vice President - Ontario, Coca-Cola Bottling Company (PW.New.PW20.1.12)

(November 10, 2008) letter from Justin Sherwood, President, Refreshment Canada (PW.New.PW20.1.13)

(November 7, 2008) letter from Representatives of the Canadian Council of Grocery Distributors (PW.New.PW20.1.14)

(November 10, 2008) e-mail from Stephan Borau (PW.New.PW20.1.15)

(November 11, 2008) e-mail from E. Winmill (PW.New.PW20.1.16)

- (November 12, 2008) submission from Nick Javor, Tim Hortons (PW.New.PW20.1.17)
- (November 12, 2008) submission from Dr. F. H. Edgecombe, Environment and Plastics Industry Council (PW.New.PW20.1.18)
- (November 11, 2008) submission from Franz Hartmann, Executive Director, The Toronto Environmental Alliance (PW.New.PW20.1.19)
- (November 12, 2008) submission from Bruce H. McNichol, President & CEO, Amhil Enterprises (PW.New.PW20.1.20)
- (November 12, 2008) submission from John Staines, National Sales Manager, PACTIV (PW.New.PW20.1.21)
- (November 12, 2008) submission from Sam Alavy, President & CEO, Canadian Polystyrene Recycling Alliance (PW.New.PW20.1.22)
- (November 12, 2008) submission from Joesph P. Hruska, EPIC Municipal Relations, The Environment and Plastics Industry Council (PW.New.PW20.1.23)
- (November 12, 2008) submission from John Challinor II, Director of Corporate Affairs, Nestle Waters Canada (PW.New.PW20.1.24)
- (November 12, 2008) submission from Tom Ethans, Executive Director of Take Pride Winnipeg (PW.New.PW20.1.25)
- (November 12, 2008) submission from Sajjad Ebrahim, President and Owner of Par-Pak Ltd. (PW.New.PW20.1.26)
- (November 12, 2008) submission from Elaine LePage, Vice-Chair, Toronto 3Rs Working Group (PW.New.PW20.1.27)
- (November 12, 2008) e-mail from Julie Wang (PW.New.PW20.1.28)
- (November 12, 2008) e-mail from Cory Morningstar, President, Council of Canadians, London Chapter (PW.New.PW20.1.29)
- (November 12, 2008) submission from Tom Wood, Year of Hope Campaign (PW.New.PW20.1.30)
- (November 12, 2008) submission from Gerald Cooper (PW.New.PW20.1.31)
- (November 12, 2008) submission from Diane J. Brisebois, Retail Council of Canada, filed by Rachel Kagan (PW.New.PW20.1.32)
- (November 12, 2008) submission from Kim Mckinnon, Nick Jennery, President, and Dave Wilkes, Senior Vice President, Canadian Council of Grocery Distributors (PW.New.PW20.1.33)
- (November 12, 2008) submission from Farrah Khan, Founder and Director, NaturoPack Sustainable Packaging Group (PW.New.PW20.1.34)
- (November 12, 2008) submission from Michelle Saunders, Ontario Restaurant Hotel & Motel Association (PW.New.PW20.1.35)

**Communications (City Council)**

- (November 17, 2008) e-mail from Haley Waxberg, Knit-O-Matic (CC.Main.PW20.1.36)
- (November 17, 2008) e-mail from Haley Waxberg, Knit-O-Matic (CC.Main.PW20.1.37)
- (November 17, 2008) e-mail from Howard Waxberg (CC.Main.PW20.1.38)
- (November 16, 2008) e-mail from Lianes Schwarz (CC.Main.PW20.1.39)
- (November 13, 2008) e-mail from Richard Longley (CC.Main.PW20.1.40)
- (November 14, 2008) letter from Garfield Mahood and Helen Kenney



(CC.Main.PW20.1.41)  
(November 21, 2008) e-mail from Ciddy Maclaren (CC.Main.PW20.1.42)  
(November 24, 2008) e-mail from David K. Wong, Corporate Counsel, EPI  
Environmental Technologies Inc. (CC.Main.PW20.1.43)  
(November 28, 2008) letter from Justin Sherwood, President, Refreshments  
Canada (CC.New.PW20.1.44)

### **1a In-Store Packaging**

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

#### **Background Information (Committee)**

2008-11-12-PW20.1a-Staff Report from City Solicitor  
(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17102.pdf>)

### **1b Requesting a Ban of Water Bottle Sales on City Property**

#### **Background Information (Committee)**

2008-11-12-PW20.1b-Letter from Executive Committee-EX26.39  
(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17334.pdf>)  
2008-11-12-PW20.1b-Attachment - EX26.39  
(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-17335.pdf>)

## **BILLS AND BY-LAWS**

**December 1, 2008 - 7:58 p.m.**

Speaker Bussin in the Chair

27.107 Councillor Carroll 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. 1310	By-law No. 1244-2008	To confirm the proceedings of the Council at its meeting held on the 1st day of December, 2008,
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the vote on which was taken as follows:

Yes - 39	Miller
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Mayor:	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Giambrone, Grimes, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 4	
Councillors:	Filion, Ford, Minnan-Wong, Parker

Carried by a majority of 35.

**December 2, 2008 - 7:12 p.m.**

Speaker Bussin in the Chair

27.108 Mayor Miller 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. 1282	By-law No. 1245-2008	To remove the restriction on chairs of Community Councils and Special Committees serving consecutive half terms,
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the vote on which was taken as follows:

Yes - 29	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 9	
Councillors:	Del Grande, Feldman, Ford, Lee, Minnan-Wong, Parker, Shiner, Stintz, Walker

Carried by a majority of 20.

**December 2, 2008 - 8:02 p.m.**

Speaker Bussin in the Chair

27.109 Councillor Ainslie 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. 1311                      By-law No. 1246-2008                      To confirm the proceedings of the Council at its meeting held on the 1st and 2nd days of December, 2008,

the vote on which was taken as follows:

Yes - 30 Councillors:     Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Vaughan, Walker
No - 2 Councillors:     Minnan-Wong, Palacio

Carried by a majority of 28.

**December 3, 2008 - 5:44 p.m.**

Speaker Bussin in the Chair

27.110 Councillor Kelly 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. 1235	By-law No. 1247-2008	To amend City of Toronto Municipal Code Chapter 918, Parking on Residential Front Yards and Boulevards, in regard to 853 Bathurst Street.
Bill No. 1236	By-law No. 1248-2008	To amend City of Toronto Municipal Code Chapter 918, Parking on Residential Front Yards and Boulevards, in regard to Ward 14.
Bill No. 1237	By-law No. 1249-2008	To correct a minor technical error in City of Toronto Municipal Code Chapter 441, Fees and Charges with respect to Garbage and Recycling Bin Exchange Fees.

Bill No. 1238	By-law No. 1250-2008	To amend City of Toronto Municipal Code Chapter 851, Water Supply.
Bill No. 1239	By-law No. 1251-2008	To adopt Amendment No. 60 to the Official Plan for the City of Toronto with respect to all lands within the Etobicoke Centre Secondary Plan.
Bill No. 1240	By-law No. 1252-2008	To exempt lands municipally known as 449 Logan Avenue from Part Lot Control.
Bill No. 1241	By-law No. 1253-2008	To amend the former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 5270 and 5290 Yonge Street.
Bill No. 1242	By-law No. 1254-2008	To amend the former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 218, 220, 222 and 224 Finch Avenue West.
Bill No. 1243	By-law No. 1255-2008	To amend City of Toronto Municipal Code Chapter 681, Sewers.
Bill No. 1244	By-law No. 1256-2008	To amend City of Toronto Municipal Code Chapter 103, Heritage, Article VII, Heritage Property Tax Rebate Program.
Bill No. 1245	By-law No. 1257-2008	To dedicate certain land on the south side of St. Clair Avenue West, west of Old Weston Road, for public highway purposes to form part of the public highway St. Clair Avenue West.
Bill No. 1246	By-law No. 1258-2008	To dedicate certain land on the east side of Brimley Road, south of Huntingwood Drive, for public highway purposes to form part of the public highway Brimley Road.

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Bill No. 1247	By-law No. 1259-2008	To dedicate certain land north of Don Valley Drive for public highway purposes to form part of the public highway Hillside Drive.
Bill No. 1248	By-law No. 1260-2008	To designate an area that includes the existing Liberty Village Business Improvement Area as an improvement area.
Bill No. 1249	By-law No. 1261-2008	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the expanded boundaries of the Liberty Village Business Improvement Area.
Bill No. 1250	By-law No. 1262-2008	To designate an area along Oakwood Avenue between just south of Earlsdale Avenue and Bude Street, including the lands between 616 and 637 Vaughan Road as an improvement area.
Bill No. 1251	By-law No. 1263-2008	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to make changes to the size of The Eglinton Way Business Improvement Area Board of Management.
Bill No. 1252	By-law No. 1264-2008	To designate an area along Mount Pleasant Road between Davisville Avenue on the west and 501 Mount Pleasant Road on the east, and just north of Eglinton Avenue East as an improvement area.
Bill No. 1253	By-law No. 1265-2008	To designate an area along Queen Street West between Simcoe Street and Bathurst Street as an improvement area.
Bill No. 1254	By-law No. 1266-2008	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to part of the

		lands municipally known as 181-225 Mill Street in the West Don Lands neighbourhood.
Bill No. 1255	By-law No. 1267-2008	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Renforth Drive.
Bill No. 1256	By-law No. 1268-2008	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Claireport Crescent.
Bill No. 1257	By-law No. 1269-2008	To amend City of Toronto Municipal Code Chapter 441, Fees and Charges.
Bill No. 1258	By-law No. 1270-2008	To repeal By-law No. 651-2008 appointing Geri Sanson as Integrity Commissioner under section 158 of the City of Toronto Act, 2006.
Bill No. 1259	By-law No. 1271-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Sheppard Avenue West.
Bill No. 1260	By-law No. 1272-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Lake Shore Boulevard West.
Bill No. 1261	By-law No. 1273-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Runnymede Road.
Bill No. 1262	By-law No. 1274-2008	To amend City of Toronto Municipal Code Chapter 925, Permit Parking, regarding Runnymede Road.
Bill No. 1263	By-law No. 1275-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting

		the regulation of traffic on former Metropolitan Roads, regarding Eglinton Avenue East.
Bill No. 1264	By-law No. 1276-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Adelaide Street East.
Bill No. 1265	By-law No. 1277-2008	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting Adelaide Street East.
Bill No. 1266	By-law No. 1278-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Davenport Road.
Bill No. 1267	By-law No. 1279-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Queen Street East.
Bill No. 1268	By-law No. 1280-2008	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting Queen Street East.
Bill No. 1269	By-law No. 1281-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Queens Quay West.
Bill No. 1270	By-law No. 1282-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Carlaw Avenue at Lake Shore Boulevard East.
Bill No. 1271	By-law No. 1283-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Carlaw Avenue.

Bill No. 1272	By-law No. 1284-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Mill Street.
Bill No. 1273	By-law No. 1285-2008	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding Mill Street.
Bill No. 1274	By-law No. 1286-2008	To amend City of Toronto Municipal Code Chapter 925, Permit Parking, respecting Mill Street.
Bill No. 1275	By-law No. 1287-2008	To amend City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities, respecting Bloor Street West.
Bill No. 1276	By-law No. 1288-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Bay Street, Harbour Street and Yonge Street.
Bill No. 1277	By-law No. 1289-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Richmond Street East and Richmond Street West.
Bill No. 1278	By-law No. 1290-2008	To exempt lands municipally known as 651 Warden Avenue from Part Lot Control.
Bill No. 1281	By-law No. 1291-2008	To appoint nine members of City Council as members of the Toronto Transit Commission and to amend City of Toronto Municipal Code Chapter 279, respecting the term of office.
Bill No. 1283	By-law No. 1292-2008	To amend the former City of North York Zoning By-law No. 7625, as amended, with respect to the lands



		located within the Rowntree Mills Park.
Bill No. 1284	By-law No. 1293-2008	To adopt a new Municipal Code Chapter 423, Environmental Reporting and Disclosure.
Bill No. 1285	By-law No. 1294-2008	To provide for the levy and collection of 2009 interim property taxes and penalties for non payment.
Bill No. 1286	By-law No. 1295-2008	To establish a discretionary reserve fund account named the Rail Heritage Reserve Fund account and to amend Municipal Code Chapter 227, Reserves and Reserve Funds.
Bill No. 1287	By-law No. 1296-2008	To authorize the entering into of an agreement for the provision of a municipal capital facility at 225 Duncan Mills Road.
Bill No. 1288	By-law No. 1297-2008	To authorize the entering into of an agreement for the provision of a municipal capital facility at 2300 Sheppard Avenue West.
Bill No. 1289	By-law No. 1298-2008	To authorize the entering into of an agreement for the provision of a municipal capital facility at 2340 Dundas Street West.
Bill No. 1290 (Amended)	By-law No. 1299-2008	To amend City of Toronto Municipal Code Chapter 363, Construction and Demolition, with respect to certain technical and fee schedule amendments.
Bill No. 1291	By-law No. 1300-2008	To amend further Metropolitan Toronto By-law No. 108-86, designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding Port Union Road.

Bill No. 1292	By-law No. 1301-2008	To amend City of Toronto Municipal Code Chapter 545, Licensing, respecting the addition of approved professional holistic associations to Appendix L.
Bill No. 1293	By-law No. 1302-2008	To amend City of Toronto Municipal Code Chapter 140, Lobbying, to change the suspension of the registration requirements in § 140-4E for not-for-profit community services sector organizations to an exemption.
Bill No. 1294	By-law No. 1303-2008	To amend Article IV, The Board of Governors of Exhibition Place, of City of Toronto Municipal Code Chapter 219, Records, Corporate (Local Boards), to amend records series, to adopt new records retention schedules and to permit the destruction of unusable records, and to make a technical amendment to By-law No. 688-2006.
Bill No. 1295	By-law No. 1304-2008	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 1296	By-law No. 1305-2008	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 1297	By-law No. 1306-2008	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 1298	By-law No. 1307-2008	To amend Chapters 320 and 324 of the Etobicoke Zoning Code, as amended, with respect to lands municipally known as 7 - 21 Richgrove Drive.
Bill No. 1299	By-law No. 1308-2008	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known as 45 Charles Street East.

Bill No. 1300	By-law No. 1309-2008	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 expand the types of foods which may be sold from a portable display unit.
Bill No. 1302	By-law No. 1310-2008	To amend City of Toronto Municipal Code Chapter 636, Public Squares, with respect to Yonge Dundas Square, regarding its relationship framework with the City of Toronto.
Bill No. 1303	By-law No. 1311-2008	To amend City of Toronto Municipal Code Chapter 441, Fees and Charges, to include fees in respect of Municipal Code Chapter 738, Street Food, Healthier.
Bill No. 1304	By-law No. 1312-2008	To adopt a new City of Toronto Municipal Code Chapter 738, Street Food, Healthier.
Bill No. 1305	By-law No. 1313-2008	To amend the former City of Toronto Municipal Code Chapter 315, Street Vending, to expand the types of foods which may be sold from a portable display unit.
Bill No. 1306	By-law No. 1314-2008	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 expand the types of foods which may be sold from a portable vending unit.
Bill No. 1307	By-law No. 1315-2008	To amend the former City of Etobicoke Municipal Code Chapter 231, Streets and Sidewalks, to expand the types of foodstuffs which may be sold from a street food vending cart.

Bill No. 1308	By-law No. 1316-2008	To amend City of Toronto Municipal Code Chapter 545, Licensing, to expand the types of foods which may be sold from some non-motorized refreshment vehicles.
Bill No. 1309	By-law No. 1317-2008	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 expand the types of foods which may be sold from a vending display unit,

the vote on which was taken as follows:

Yes - 28 Councillors: Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Stintz, Vaughan, Walker
No - 1 Councillor: Ford

Carried by a majority of 27.

**December 3, 2008 - 5:46 p.m.**

Speaker Bussin in the Chair

27.111 Councillor Hall 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. 1312	By-law No. 1318-2008	To confirm the proceedings of the Council at its meeting held on the 1st, 2nd and 3rd days of December, 2008,
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the vote on which was taken as follows:

Yes - 24 Councillors: Ainslie, Bussin, Carroll, Di Giorgio, Fillion, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Stintz
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No - 1 Councillor: Ford
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Carried by a majority of 23.

**December 3, 2008 - 6:07 p.m.**

Speaker Bussin in the Chair

27.112 Councillor De Baeremaeker 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. 1313	By-law No. 1319-2008	To confirm the proceedings of the Council at its meeting held on the 1st, 2nd and 3rd days of December, 2008,
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the vote on which was taken as follows:

Yes - 24 Councillors: Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Kelly, Lee, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Stintz, Vaughan
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No - 1 Councillor: Ford
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Carried by a majority of 23.

The following Bills were withdrawn:

Bill No. 1279 To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting Dundas Street West.

Bill No. 1280 To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Dundas Street West.

Bill No. 1301 To amend the General Zoning By law No. 438-86 of the former City of Toronto with respect to lands municipally known as 90 - 100 Broadview Avenue.

**OFFICIAL RECOGNITIONS****27.113 Presentations/Introductions/Announcements:****December 1, 2008**

Mayor Miller, during the morning session of the meeting, introduced participants from the Toronto Regional Champions Campaign, present at the meeting. He advised Council that the Federation of Canadian Municipalities (FCM) has undertaken a nation-wide initiative to recruit, organize, assist and provide information to women in order to increase their participation in elected government positions.

Speaker Bussin, during the morning session of the meeting, introduced students from St. Matthew Catholic School, present at the meeting.

*Ruling by Speaker respecting a Communication from the Mayor's Office:*

Councillor Del Grande rose on a point of privilege with respect to an e-mail communication which had been sent by the Mayor's Office to certain Members of Council containing information on waste collection. Councillor Del Grande questioned why some Members had received the communication but not others.

Speaker Bussin advised that she would not be ruling on the matter because actions undertaken by the Mayor's Office were outside of her role as Speaker. Councillor Ford requested the Speaker to allow Mayor Miller to respond.

Mayor Miller advised Council that staff in his office had provided an e-mail to Members of Council who had previously requested information about recent changes to waste collection rules or who represented wards in which significant issues had been identified.

Councillor Del Grande rose on a point of personal privilege noting that comments the Mayor had made during his response were inappropriate. Councillor Shiner requested the Speaker to ask the Mayor to withdraw the comment he had made with respect to Councillor Del Grande.

Speaker Bussin advised that she would review this matter and report back to Council.

Subsequently on December 3, 2008, Speaker Bussin made the following ruling:

Members of Council yesterday I was asked to consider a point of privilege by Councillor Shiner on remarks made by the Mayor. I have reviewed the tape of the Mayor's remarks.

The Mayor indicated that in an effort to help those Members of Council who had approached his office for assistance, his staff sent an e-mail to those Members.

The inference that the motive behind sending an e-mail to these Members was surreptitious in some way was of great concern to the Mayor. Some members referred to the Mayor having said that Members of Council had “stooped low”. The Mayor did not use the term “stooped low”. The Mayor expressed his deep disappointment and said that since being elected he had never seen Members “stoop to this kind of thing”. In the context of the Mayor’s remarks, I believe that the use of the word “stoop” in this instance is the same as saying “resort to this kind of thing”.

As I advised yesterday, the conduct of the Mayor’s Office is outside my purview to rule on. Based on my review of the tape, I am satisfied that the Mayor’s remarks were not intended to be derogatory, but were an expression of his concern that Members had inferred that his staff had acted inappropriately. Members of Council this is my ruling.

### **December 2, 2008**

Mayor Miller, during the morning session of the meeting, announced that Councillor Raymond Cho had been awarded the Order of Korea by the Government of Korea, during a recent ceremony held at the Consular General of Korea in Toronto. Mayor Miller, on behalf of Council, congratulated Councillor Cho on receiving this honour.

Councillor Cho, during the morning session of the meeting, with the permission of Council, introduced Mrs. Lim, wife of the late Thae Ho John Lim, present at the meeting.

Speaker Bussin, during the morning session of the meeting, introduced students from Terraview-Willowfield Public School, present at the meeting.

Speaker Bussin, during the afternoon session of the meeting, introduced students from Brown Public School, present at the meeting.

Councillor Giambrone, during the afternoon session of the meeting, introduced students from Pauline Jr. Public School, present at the meeting.

### **December 3, 2008**

Mayor Miller, during the afternoon session of the meeting, introduced a group of Legislative Interns from the Province of Ontario, present at the meeting.

*Ruling by Speaker respecting the Election of Chair and Vice-Chair, Etobicoke York Community Council:*

Councillor Mammoliti rose on a point of privilege with respect to the election of the Chair and Vice-Chair of the Etobicoke York Community Council, which had taken place on December 2, 2008 during a recess of the City Council meeting. He noted that some

members of the Etobicoke York Community Council were not present to take part in the election because they understood that the vote would be held on December 3.

Speaker Bussin advised that she would consult with the City Clerk to determine what options are available.

Speaker Bussin subsequently made the following ruling:

Members of Council, several members have asked me about the meeting of Etobicoke York Community Council that was held yesterday to elect the chair and vice chair.

Although this meeting was held during a recess of the Council meeting, this was a separate a meeting over which I have no jurisdiction.

A meeting of the Etobicoke York Community Council was called by the chair of that committee for yesterday at 12:30PM. That was a separate meeting of the community council, not a part of this meeting. When they met, the Community Council recessed until City Council had considered the procedural bylaw amendments under EX26.25. When City Council had finished consideration of that item, Councillor Nunziata rose in Council and asked for a recess to permit the Community Council to resume its meeting in accordance with its previous decision to recess. Council agreed to the recess, and the meeting took place.

I am aware that some members were not present when the Community Council meeting took place, but the decision on whether or not to proceed with the meeting was a matter for the Community Council to consider and not for me as the presiding officer of this meeting.

Several members are asking me to intervene on the basis they informed me they were leaving the Chamber and would temporarily not be available should Council complete its consideration of the procedural by-law amendment and the Community Council meeting be resumed. Unfortunately, it was not me that they should have notified, but instead they should have advised the chair of the Community Council, under whose authority the Community Council meeting was to resume.

There is no procedural remedy at this Council meeting for a Member who wishes to reconsider the election of the chair and vice chair.

If a Member wishes to revisit it, he or she can attempt to have the matter reconsidered at the next meeting of the Community Council.

If Members do not wish to wait until January, a majority of members of the Community Council can petition the Clerk to call a special meeting of the



committee to consider a motion to reconsider the election. That meeting, if called, requires at least 24 hours notice.

27.114 ATTENDANCE

**Meeting Sessions**

Session Date	Session Type	Start Time	End Time	Public or Closed Session
2008-12-01	Morning	9:40 AM	12:02 PM	Public
2008-12-01	Afternoon	12:10 PM	12:28 PM	Closed
2008-12-01	Afternoon	12:30 PM	12:30 PM	Public
2008-12-01	Afternoon	2:12 PM	2:20 PM	Public
2008-12-01	Afternoon	2:28 PM	3:30 PM	Closed
2008-12-01	Afternoon	3:39 PM	8:00 PM	Public
2008-12-02	Morning	9:42 AM	12:30 PM	Public
2008-12-02	Afternoon	2:12 PM	7:15 PM	Public
2008-12-02	Evening	7:20 PM	8:05 PM	Public
2008-12-03	Morning	9:45 AM	12:30 PM	Public
2008-12-03	Afternoon	2:13 PM	6:09 PM	Public

**Attendance**

Date and Time	Quorum	Members
2008-12-01 9:40 AM - 12:02 PM (Public Session)	Present	<i>Present:</i> Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker <i>Not Present:</i> Minnan-Wong
2008-12-01 12:10 PM - 12:28 PM (Closed Session)	Present	<i>Present:</i> Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Giambrone, Hall, Heaps, Holyday, Kelly, Lee, Mammoliti, Milczyn, Miller, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Vaughan, Walker <i>Not Present:</i> Ainslie, Davis, Feldman, Fillion, Grimes, Jenkins, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moeser, Palacio, Saundercook
2008-12-01 12:30 PM - 12:30 PM (Public Session)	Present	<i>Present:</i> Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Hall, Heaps, Holyday, Kelly, Lindsay Luby, Milczyn, Miller, Moscoe, Nunziata, Ootes, Pantalone, Perks, Rae, Shiner, Stintz, Thompson, Vaughan, Walker

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		<i>Not Present:</i> Ashton, Feldman, Filion, Ford, Grimes, Jenkins, Lee, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Palacio, Parker, Perruzza, Saundercook
2008-12-01 2:12 PM - 2:20 PM (Public Session)	Present	<i>Present:</i> Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker <i>Not Present:</i> Filion, Mammoliti, McConnell, Mihevc, Milczyn, Perruzza, Rae
2008-12-01 2:28 PM - 3:30 PM (Closed Session)	Present	<i>Present:</i> Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Stintz, Vaughan, Walker <i>Not Present:</i> Cho, Mammoliti, Mihevc, Rae, Thompson
2008-12-01 3:39 PM - 8:00 PM (Public Session)	Present	<i>Present:</i> Ainslie, Ashton, 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, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
2008-12-02 9:42 AM - 12:30 PM (Public Session)	Present	<i>Present:</i> Ainslie, Ashton, 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, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
2008-12-02 2:12 PM - 7:15 PM (Public Session)	Present	<i>Present:</i> Ainslie, Ashton, 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, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
2008-12-02 7:20 PM - 8:05 PM (Public Session)	Present	<i>Present:</i> Ainslie, Ashton, 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, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
2008-12-03 9:45 AM - 12:30 PM (Public Session)	Present	<i>Present:</i> Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong,

		Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker <i>Not Present:</i> Feldman, Miller
2008-12-03 2:13 PM - 6:09 PM (Public Session)	Present	<i>Present:</i> Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker <i>Not Present:</i> Feldman, Lindsay Luby, Mammoliti, Moeser, Shiner

\* Members were present for some or all of the time period indicated.

**Council adjourned on December 3, 2008, at 6:09 p.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 Acting Deputy City Manager and Chief Financial Officer**  
**Council Meeting – December 1, 2 and 3, 2008**

<b>Motion #</b>	<b>Title</b>	<b>Operating \$ (net)</b>	<b>Capital \$ (net)</b>	<b>Comments</b>
MM27.1	Municipal Election Finance Reform – By-law to Prohibit Corporate and Trade Contributions	\$0	\$0	
MM27.2	City Council Endorse Provincial Bill 118: An Act to Amend the Highway Traffic Act to Prohibit the Use of Devices With Display Screens and Hand-Held Communication and Entertainment Devices	\$0	\$0	
MM27.3	Ensure Social Safety-Nets in Place: Recession/ Depression Readiness	\$0	\$0	
MM27.4	Introduction of WWII Veterans Free Parking Privileges	Cannot be determined	\$0	<p>While there would be a revenue loss, at this time it is not possible to determine the financial impact of giving free parking privileges to WWII veterans without any statistical data.</p> <p>The City of Toronto already has a policy in place that provides free on-street and off-street parking for vehicles bearing valid Ontario Veterans Licence Plates only on certain selected days each year and at local events specifically honouring veterans.</p>
MM27.5	WWII Veterans Free TTC Privileges	Cannot be determined	\$0	<p>While there would be a revenue loss, at this time it is not possible to determine the financial impact of giving WWII veterans free TTC privileges without any statistical data.</p>

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
MM27.6	Fiscal Review Panel's Recommendation Regarding the Reduction and Containment of Costs	\$0	\$0	
MM27.7	Thanks and Recognition to RH Thompson and Martin Conboy for Staging Vigil 1914-1918	\$0	\$0	
MM27.8	Support for FCM's Position on the Do Not Call List (DNCL)	\$0	\$0	
MM27.9	Regulating Shopping on Family Day	\$0	\$0	
MM27.10	City Council Request the Provincial Government to Review the Judicial System and its Criteria Relating to the Bail Release Process	\$0	\$0	
MM27.11	Zoning Amendment Application: 7-21 Richgrove Drive	\$0	\$0	
MM27.12	620 King Street West – Settlement Offer			<i>Confidential</i>
MM27.13	Amendment of Below Market Rent Lease – For Youth Initiative – 1652 Keele Street	\$0	\$0	In addition to tenant's capital contribution of \$900,000 to expand the premises, the City will contribute another \$280,000 already approved in the 2008 Capital Budget for Facilities and Real Estate. Any operating costs resulting from the expanded programming and lease will be paid by the Tenant.

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Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
MM27.14	Funding Job Evaluation and Pay Equity Plan Settlement for Toronto Public Library in 2008	\$1.712 million	\$0	A cash advance of \$1.712 million is required to meet Toronto Public Library's December 2008 payroll obligations, which has been partially offset by the projected savings of \$0.236 million achieved through cost containment. The Acting Deputy City Manager and Chief Financial Officer will report on the source to fund the final net deficit for the Toronto Public Library as part of the final 2008 Year-End Operating Budget Variance report.
MM27.15	Sony Centre – Temporary Bridging Loan	\$0	\$0	It is anticipated that the funds drawn on the modified loan facility will be repaid by January 31, 2009, when funds are received from Castlepoint, therefore, there will be no financial impact to the City arising from the proposed changes to the loan facility.