

MINUTES

PUBLIC SESSION

THE BOARD OF GOVERNORS OF EXHIBITION PLACE

Friday, January 29, 1999

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MINUTES
THE BOARD OF GOVERNORS OF EXHIBITION PLACE
Fountain Dining Room – Q.E. Bldg. – Exhibition Place
Friday, January 29, 1999 - 8:30 a.m.

The Board of Governors of Exhibition Place met in the Fountain Dining Room, Exhibition Place, Toronto, Ontario on Friday, January 29, 1999.

PRESENT: Joe Pantalone, Chair

Rob Davis, John Downing, Mario Giansante, Carole Kerbel, Chris Korwin-Kuczynski, Ken Lantz, David Miller, Paul Valenti, David Windrim, Deborah Woodman

APOLOGIES: Robert Bowman, Fred Eisen

ATTENDING: Dianne Young, Interim General Manager
David Bednar, General Manager/CNE
Bob Hicks, Director of Finance
Leo Lauro, Director/Operations
Danny Chui, Manager/Capital Works
Sito Mungcal, Administrator/General Manager's Office
Fatima Scagnol, Corporate Secretary
Ward Earle, Solicitor/City of Toronto
Andy Weretelynk/Legal Department, City of Toronto
Ron Taylor, O&Y/SMG Canada
John Sellers, O&Y/SMG Canada, General Manager/NTC
Arlene Campbell, O&Y/SMG Canada, Director of Finance/NTC
Glenn Wilson, Network International
Bob Cavaliere, Network International
Brett Downing, Telecommunications/Exhibition Place

Joe Pantalone, Chair of the Board presided, and Fatima Scagnol acted as Secretary of the meeting. The meeting was called to order at 8:45 a.m.

The Chair declared that notice having been served in accordance with the by-laws and a quorum being present, the meeting was duly constituted for the transaction of business.

Before proceeding with the regular business of the meeting, the Chair requested members to indicate the report on the public agenda wherein they have an interest, together with the nature of the interest. None were declared.

1. **MINUTES OF PREVIOUS MEETING**

On motion duly made by David Windrim seconded by Paul Valenti, and **CARRIED**, it was **RESOLVED** that the Minutes of Meeting of the Board of Governors held on December 4, 1998, be **VERIFIED** in the form distributed to the members.

CONSIDERATION OF REPORTS

The Chair proposed that the Board proceed through the reports on the agenda with members indicating those reports, by number, on which they wish to speak; that the Board then proceed with the adoption of the remaining reports; and then give consideration to those reports held for discussion at the request of the members, not necessarily in the order that they appear on the agenda.

The Board concurred with the following proposal.

2. ACCOUNTS PAYABLE FOR THE MONTH OF NOVEMBER 1998

Upon the question of the adoption of the List of Accounts for the Month of November totalling \$2,826,410.32, it was **APPROVED**, as recommended by the Executive Committee.

3. COMMUNICATIONS

- (a) Upon the question of the adoption of Communication 3 (a) from the City Clerk advising of the CNEA Appointments to the Board of Governors, it was **RECEIVED**, as referred by the Executive Committee.
- (b) Upon the question of the adoption of Communication 3 (b) from the President of the CNEA regarding the timetable for implementation of the Memorandum of Understanding, it was **RECEIVED**, as referred by the Executive Committee.
- (c) Upon the question of the adoption of Communication 3 (c) from the General Manager/NTC addressed to Councillor Brian Ashton regarding the TradeLink in the NTC, it was **RECEIVED**, as referred by the Executive Committee.
- (d) Upon the question of the adoption of Communication 4 (d) and a supplementary report distributed at the meeting from the Interim General Manager, regarding the Fire at Medieval Times, it was **RECEIVED**, as referred by the Executive Committee.

4. 1998 CAPITAL WORKS PROGRAM YEAR-END REPORT

Upon the question of the adoption of Report No. 4 of the Manager/Capital Works entitled "1998 Capital Works Program Year-End Report dated January 18, 1999", it was **RECEIVED**, as referred by the Executive Committee.

5. THE BOARD'S AGENDA ITEMS – BUSINESS BROUGHT FORWARD FROM PREVIOUS MEETINGS

Upon the question of the adoption of Report No. 5 of the Corporate Secretary entitled "The Board's Agenda Items – Business Brought Forward from Previous Meetings", it was **RECEIVED**, as referred by the Executive Committee.

6. **YEAR 2000 COMPLIANCY**

Upon the question of the adoption of Report No. 7 of the Interim General Manager entitled "Year 2000 Compliancy", it was **RECEIVED**, as referred by the Executive Committee.

7. **FUNDING OF LANDSCAPING COSTS**

Upon the question of the adoption of Report No. 8 of the Interim General Manager entitled "Funding of Landscaping Costs", it was **RECEIVED**, as referred by the Executive Committee.

8. **EXHIBITION PLACE RIDING ACADEMY**

Upon the question of the adoption of Report No. 9 of the Interim General Manager entitled "Exhibition Place Riding Academy", it was **APPROVED**, as recommended by the Executive Committee.

9. **AMENDMENT TO PIXEL BOARD POLICY**

Upon the question of the adoption of Report No. 11 of the Interim General Manager and the General Manager/NTC entitled "Amendment to Pixel Board Policy", it was **APPROVED**, as recommended by the Executive Committee.

10. **WIRELESS TELECOMMUNICATIONS SERVICE**

Upon the question of the adoption of Report No. 12 of the Interim General Manager and the General Manager/NTC entitled "Wireless Telecommunications Service", it was **APPROVED**, as recommended by the Executive Committee.

11. **NATIONAL TRADE CENTRE**

- (a) Upon the question of the adoption of Report No. 13 (a) of the General Manager/NTC entitled "Management Report for the month ending November 30, 1998", it was **RECEIVED**, as referred by the Executive Committee.
- (b) Upon the question of the adoption of Report No. 13 (a) of the General Manager/NTC entitled "Management Report for the month ending December 31, 1998", it was **RECEIVED**, as referred by the Executive Committee.

The Chair proposed that the Board give consideration to those reports held for discussion at the request of the members. The Board concurred with the following proposal.

12. **BOARDS' MEETING SCHEDULE – MAY TO JULY 1999**

The Chair requested, and the Members **concurred**, that the Board's meeting schedule be withdrawn, pending the meeting schedule of the Greater Toronto Services Board. (Both Councillors Pantalone and Korwin-Kuczynski are members of the GTA).

13. **AGREEMENT FOR THE SUPPLY OF UNLEADED GASOLINE & DIESEL FUEL**

On motion duly made by David Windrim, seconded by Mario Giansante, and **CARRIED**, it was **RESOLVED** that Report No. 10 of the Director of Finance be **APPROVED**, as recommended by the Executive Committee, thereby authorizing staff to enter into an agreement with Petro Canada for the supply of diesel fuel and gasoline requirements for the period of January 1, 1999 to December 31, 1999, this being the lowest tendered received; and **FURTHER** that the purchase of low-sulphur or no-sulphur gasoline be considered by the City of Toronto.

Bob Hicks excused himself from the meeting at 9:00 a.m.

14. **NETWORK INTERNATIONAL**

The Chair welcomed and introduced Glenn Wilson and Bob Cavaliere of Network International who gave a detailed presentation (hard copy appended to the official minutes of this meeting) on Network's accomplishments to date and its future goals.

On the conclusion of the presentation, the Board entered into a question/answer period.

On motion duly made by Carole Kerbel, seconded by Rob Davis, and **CARRIED**, it was **RESOLVED** that the Presentation by Network International be **RECEIVED**.

15. **DATE OF NEXT MEETING**

Following a poll, it was agreed that the next meeting of the Board of Governors is scheduled to be held on **Wednesday, February 24, 1999 at 12:00 p.m.**

16. **RESOLUTION RE ABSENTEESIM**

On motion duly made by Mario Giasante, seconded by Ken Lantz, and **CARRIED**, it was **RESOLVED** that Robert Bowman, and Fred Eisen having informed the office of the Corporate Secretariat of their unavailability to attend this meeting of the Board, be **EXCUSED**.

Arlene Campbell, Bob Cavaliere, Danny Chui, Ron Taylor, John Sellers, and Glenn Wilson were excused from the meeting.

Paul Bedford and Lynda MacDonald joined the meeting.

17. **RESOLUTION RE CLOSED SESSION**

On motion duly made by Ken Lantz, seconded by David Windrim, and **CARRIED**, it was **RESOLVED** that the Board of Governors go into closed session for the purposes of dealing with items of a proprietary, personnel, and contractual nature.

The members of the Board (Joe Pantalone, Rob Davis, John Downing, Mario Giansante, Carole Kerbel, Chris Korwin-Kuczynski, Ken Lantz, David Miller, Paul Valenti, David Windrim, and Deborah Woodman) reconvened in public session at 10:10 a.m. and concurred with the following proposal.

18. **SMITH & JONES EXHIBIT & DISPLAY**

On motion duly made by Deborah Woodman, seconded by Ken Lantz, and **CARRIED**, it was **RESOLVED** that In-Camera Report No. 17 of the Corporate Secretary be **APPROVED**, as recommended by the Executive Committee, thereby concurring with the recommendation of the CNEA Executive Committee regarding an out of court settlement with Smith & Jones in the amount of \$3,000.00.

19. **RELOCATION OF ADVERTISING SIGN FROM
HIGH PARK AREA TO EXHIBITION PLACE**

(A) On motion duly made by David Miller, seconded by Chris Korwin-Kuczynski, and **CARRIED**, it was **RESOLVED** that In-Camera Report No. 18 of the Interim General Manager, be **APPROVED**, as recommended by the Executive Committee, thereby authorizing the following recommendations with respect to the Relocation of Advertising Sign from High Park Area to Exhibition Place:

- (1) The Board enter into an agreement with Gallop and Gallop Advertising, Inc. ("Gallop") to construct, install and maintain a billboard advertising sign on Exhibition Place grounds subject to the approval of City Council and the coming into force of any amendments which may be required pursuant to recommendation 4;
- (2) The agreement include the terms and conditions as substantially outlined in this report, and such other terms and conditions satisfactory to the City Solicitor and the Interim General Manager;
- (3) The City of Toronto Council authorize the Board to enter into an agreement with Gallop for an initial term of 9 years, with an option to negotiate an additional 8 years;
- (4) The City of Toronto Council approve any amendment to the Toronto sign by-law that may be necessary to permit the relocation of the sign to Exhibition Place; and
- (5) The appropriate officials be authorized and directed to take the necessary action to give effect thereto;

And **FURTHER** that,

- (i) Recommendations 1, 2, 3, and 5 of subject report be submitted to the City's Economic Development Committee;

- (ii) Recommendations 4 and 5 of subject report be submitted to the Toronto Community Council; and
 - (ii) The reports of the Economic Development Committee and Toronto Community Council Committee related to this sign be submitted to the City Council at the same time.
- (B) On motion duly made by David Miller, seconded by Chris Korwin-Kuczynski, and **CARRIED**, it was **RESOLVED** that the Term Sheet related to the Gallop Sign, as attached to In-Camera Report No. 18 (a) of the Interim General Manager, which was distributed at the meeting, be amended as follows:

- * Page 4 - Preconditions – an additional item be added that reads...*iii. The existing sign being removed by Gallop from the Stelco lands.*
And
- * Page 9 – Other Benefits for the Board – following the words Message Boards...the words...*at such prime times during the day as the Board may desire...*be inserted.

And that the report, as amended, be **APPROVED**, thereby authorizing the following recommendations related to the Gallop Sign:

- (1) In addition to adopting of the recommendations found in Report No. 18 entitled "Relocation of Advertising Sign from High Park Area to Exhibition Place", the Board approve of the Term Sheet attached as Appendix "A" hereto as the basic terms and conditions to be included in any agreement between the Board and Gallop & Gallop Advertising Inc. ("Gallop");
- (2) The City Solicitor be requested to prepare a draft sign by-law amendment in substantially the form attached to this report to be forwarded by the Board to City Council with its request for approval; and
- (3) The City Solicitor be requested to inform the Board when a final settlement of the litigation between the City, Stelco and Gallop is reached that is satisfactory to the City.

NOTE – STAFF HAVE INTEGRATED THE ABOVE-NOTED REPORTS (which is appended to the Minutes of this Meeting of the Board) FOR SUBMISSION TO THE CITY OF TORONTO CLERK.

ADJOURNMENT

There being no further business, the Board adjourned the meeting at 10:20 a.m.

(Copies of the communications, reports and other documents referred to in the minutes of this meeting have been distributed to the members and copies thereof inserted as schedules to the official minutes of the proceedings of this meeting of the Board.)

Corporate Secretary

Chair

VERIFIED at a meeting of the Board of Governors of Exhibition Place held on the ____ day of _____, 1999.

Chair

