



MINUTES

TORONTO TRANSIT COMMISSION

Meeting No. 1900

Wednesday, August 27, 2008

A meeting of the Toronto Transit Commission was held in Committee Room 1, Toronto City Hall, 100 Queen Street West, Toronto, Ontario on Wednesday, August 27, 2008 commencing at 1:05 p.m.

A. Giambrone (Chair), J. Mihevc (Vice-Chair), M. Thompson, S. Hall, B. Saundercook, P. Milczyn, S. Bussin, G. De Baeremaeker and A. Perruzza (Commissioners), G. Webster (Chief General Manager), V. Rodo (General Manager – Executive & General Secretary), R. Cornacchia (General Manager – Operations), J. Sepulis (General Manager – Engineering & Construction), B. Leck (General Counsel), S. MacDonald (Manager - Materials & Procurement), M. Roche (Chief Financial Officer), A. Smith (Chief Marketing Officer), T. Andrews (Chief Special Constable), S. Blakey (Executive Director – Human Resources), W. Buffett (Assistant General Secretary) and F. Stanois (Coordinator – Secretariat Services) were present.

A. Giambrone was in the Chair.

C. Jeffries, Director, Employment Services, Human Resources was present for Item No. 8a).

D. Garisto, Manager, Property Development and M. Anders, Marketing Research Director, Marketing & Public Affairs were present for Item No. 11b).

S. Lam, Superintendent, LRV Engineering, Rail Cars & Shops was present for Item No. 11c).



DECLARATION OF INTEREST – MUNICIPAL CONFLICT OF INTEREST ACT

Commissioner De Baeremaeker declared an interest with respect to Item No. 6(a) entitled, "Notice of Award - Procurement Authorization – Accessible Taxi Service", on the advice of the City Integrity Commissioner, as a member of his staff is related to one of the owners of one of the companies noted in the report. Commissioner De Baeremaeker took no part in the discussion or the decision made by the Commission concerning this matter.

ON CONCLUSION OF THE DECLARATION OF INTERESTS, COMMISSIONER PERRUZZA MOVED THAT THE COMMISSION RECESS ITS PUBLIC SESSION TO MEET IN CLOSED SESSION TO CONSIDER ITEM NO. 11B) ENTITLED, "COMMUTER PARKING PRICING STRATEGY" FOR THE PURPOSE OF DISCUSSING A LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS MATTER.

THE MOTION BY COMMISSIONER PERRUZZA CARRIED.

The meeting recessed at 1:10 p.m.

The meeting reconvened at 2:15 p.m.

MINUTES OF PREVIOUS MEETINGS

COMMISSIONER HALL MOVED THAT THE COMMISSION APPROVE THE MINUTES FROM MEETING NO. 1899 AND THAT THE CHAIR AND GENERAL SECRETARY BE AUTHORIZED TO SIGN THE SAME.

THE MOTION BY COMMISSIONER HALL CARRIED.

BUSINESS ARISING OUT OF THE MINUTES – NIL

COMMITTEE OF THE WHOLE RESOLUTION

a) Committee of the Whole – Thursday, September 18, 2008

VICE-CHAIR MIHEVC MOVED THAT THE COMMISSION APPROVE A RESOLUTION TO MEET AS THE COMMITTEE OF THE WHOLE AT 9:00 A.M. OR LATER ON THURSDAY, SEPTEMBER 18, 2008 TO DEAL WITH LITIGATION OR POTENTIAL LITIGATION MATTERS, LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS AND TO RECEIVE ADVICE WHICH IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE.

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

PUBLIC PRESENTATIONS

CHAIR GIAMBRONE MOVED THAT THE COMMISSION WAIVE SECTION 13A OF THE PROCEDURAL BY-LAW IN ORDER TO PERMIT JOHN CARTWRIGHT, MIKE HARDT, CAROL



PHILLIPS AND ASHLEY LANGFORD TO MAKE A DEPUTATION CONCERNING ITEM NO. 11C) AS THEY DID NOT MEET THE REGISTRATION DEADLINE OF 12:00 NOON THE DAY PRIOR TO THE MEETING.

THE MOTION BY CHAIR GIAMBRONE CARRIED, WITH TWO-THIRDS OF THE MEMBERS PRESENT VOTING IN FAVOUR.

- a) Report No. 11c) – LF LRV Procurement
Project - Cancellation of RFP and Way Forward

Mario Peloquin
Siemens Canada Ltd.

John Cartwright
Toronto and York Region Labour Council

Mike Hardt
Bombardier

Carol Phillips
CAW Canada

Ashley Langford
Alstom

THE COMMISSION RECEIVED THE DEPUTATIONS.

(SEE ITEM NO. 11C) FOR MINUTE)

- b) Report No. 5d) – Procurement Authorization Amendment -
Option to Purchase 120 Forty-Foot Hybrid Low Floor Buses

David Fisher

THE COMMISSION RECEIVED THE DEPUTATION.

(SEE ITEM NO. 5D) FOR MINUTE)

- c) Report No. 8e) – TTC – By-Law #1 Revision

David Fisher

THE COMMISSION RECEIVED THE DEPUTATION.

(SEE ITEM NO. 8E) FROM MINUTE)



d) Report No. 11b) – Commuter Parking Pricing Strategy

Bob Brent
(Submitted brief)

THE COMMISSION RECEIVED THE DEPUTATION.

(SEE ITEM NO. 11B) FOR MINUTE)

NOTICE OF MOTIONS – NIL

MOTIONS WITHOUT NOTICE – NIL

ITEMS OF WHICH NOTICE HAS PREVIOUSLY BEEN GIVEN - NIL

ITEMS DEFERRED FROM LAST MEETING TO PERMIT DEBATE/PUBLIC PRESENTATIONS – NIL

1. **REPORTS WITH CONFIDENTIAL ATTACHMENTS (COMMITTEE OF THE WHOLE)**

a) TTC Property Tax Exemption - Status

THE COMMISSION:

1. **APPROVED THE CONFIDENTIAL INSTRUCTIONS TO STAFF OUTLINED IN ATTACHMENT 1;**
2. **AUTHORIZED THAT THE CONTENTS OF CONFIDENTIAL ATTACHMENT 1 REMAIN CONFIDENTIAL IN THEIR ENTIRETY AS IT CONTAINS ADVICE WHICH IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE.**
3. **APPROVED FORWARDING A COPY OF THIS REPORT ALONG WITH ITS CONFIDENTIAL ATTACHMENT TO THE DEPUTY CITY MANAGER AND CHIEF FINANCIAL OFFICER OF THE CITY OF TORONTO FOR INFORMATION.**

b) Collective Bargaining Update

THE COMMISSION:

1. **APPROVED THE CONFIDENTIAL RECOMMENDATION OUTLINED IN ATTACHMENT 1;**



2. **AUTHORIZED THAT THE CONTENTS OF CONFIDENTIAL ATTACHMENT 1 REMAIN CONFIDENTIAL IN THEIR ENTIRETY AS IT CONTAINS ADVICE WHICH IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE.**

2. **PRESENTATIONS**

a) Award of Merit Presentation

On May 7, 2008, at 2:00 p.m. Operator Brian D'Oliveira was operating his streetcar at the intersection of Broadview and Dundas, when he heard a customer choking. Operator D'Oliveira secured his vehicle and immediately notified CIS. He then proceeded to the customer who was choking and began the Heimlich Manoeuvre. This seemed to help the customer and she began to breathe easier. Operator D'Oliveira then assisted the woman to a seat and provided her with water. The woman refused further medical aid and continued on her journey.

On behalf of the Commission, Chair Giambrone presented an Award of Merit to Operator D'Oliveira for his prompt and caring actions.

b) Award of Merit Presentation

On May 27, 2008, at 2:11 p.m., Chief Supervisor Rick Mulvogue was responding to a PAA at Keele Station for an ill customer on a train. Upon arrival it became apparent that the male had stopped breathing and had no vital signs. Chief Supervisor Mulvogue and Toronto EMS immediately re-positioned the male and Rick began CPR while EMS unpacked their equipment for advanced life saving measures. Toronto EMS later commended Rick for his actions and said that those actions may have made the difference in saving the man's life. The man was later transported to hospital by Toronto EMS.

On behalf of the Commission, Chair Giambrone presented an Award of Merit to Chief Supervisor Mulvogue for his prompt and caring actions.

3. **BUDGET MATTERS**

a) Chief General Manager's Report – Period 6 June 1 to July 5, 2008

It is recommended that the Commission forward a copy of this report to each City of Toronto Councillor for information noting that the detailed CGM's Report is available upon request from the Office of the General Secretary of the Commission.

APPROVED

VICE-CHAIR MIHEVC MOVED THAT STAFF BE REQUESTED TO PROVIDE A BRIEFING NOTE TO THE COMMISSION ON THE INCREASE IN ABSENTEEISM, INCLUDING STRATEGIES BEING USED TO OFF-SET THIS SITUATION.

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.



4. **PROCUREMENT AUTHORIZATIONS**

a) Procurement Authorization – Acquisition of Next Vehicle Arrival System

It is recommended that the Commission authorize the award of contracts to Grey Island Systems Inc. (Grey Island) for the Next Vehicle Arrival System (NVAS) as follows:

1. In the upset limit amount of \$1,000,000 (includes applicable taxes) for a Pilot Project, and
2. In the upset limit amount of \$8,920,000 (includes applicable taxes) for full implementation of the Next Vehicle Arrival System. This award is subject to successful completion of the Pilot Project and appropriate Capital Budget approval.

APPROVED

CHAIR GIAMBRONE MOVED THAT THE CHIEF GENERAL MANAGER AND CHIEF INFORMATION OFFICER BE REQUESTED TO REPORT BACK TO THE TTC E-SYSTEM COMMITTEE PRIOR TO PROCEEDING WITH FULL IMPLEMENTATION OF THE NEXT VEHICLE ARRIVAL SYSTEM.

THE MOTION BY CHAIR GIAMBRONE CARRIED.

b) Procurement Authorization – Rental of Delineators, Signs and Crowd Control Barricades

It is recommended that the Commission approve the issuance of a purchase order to Owl-Lite Rentals & Sales in the total upset limit amount of \$1,000,000 for the rental of delineators, signs and crowd control barricades for the three year period from September 1, 2008 to August 31, 2011.

APPROVED

c) Procurement Authorization – Supply of Thermo King Parts

It is recommended that the Commission authorize the award of three-year inventory supply contracts for the supply of various Thermo King parts to the following companies for the period from September 2008 to September 2011:

- Thermo King of Toronto for \$4,449,000 including applicable taxes.
- New Flyer Industries Canada ULC for \$10,200 including applicable taxes.



APPROVED

d) Procurement Authorization – Supply of Kidde Parts

It is recommended that the Commission authorize the award of a three-year inventory supply contract for the supply of Kidde parts for the period of August 2008 to August 2011 to Kidde Aerospace & Defense for an upset limit of \$1,390,000 USD (\$1,400,000 CDN) including applicable taxes.

APPROVED

e) Procurement Authorization – Supply of Daimler Parts

It is recommended that the Commission authorize the award of a three-year inventory supply contract for the supply of Daimler parts for the period of September 2008 to September 2011 to Bombardier Transportation (Holdings) USA, Incorporated for an upset limit of \$4,491,200 USD (\$4,583,200 CDN) including applicable taxes.

APPROVED

f) Procurement Authorization – Estimating Services –
Triennial Contract - Contract G85-248 Proposal No. P11PC08751

It is recommended that the Commission authorize the award of Estimating Services – Triennial contract to Giffels Associates Limited in the upset amount of \$1,000,000 for Package 2 work for Estimating Services – Triennial Contract for a three year period commencing upon Notification of Award.

APPROVED

g) Procurement Authorization – St. Clair Station
Structural Paving Rehabilitation Contract No.: S5-44

It is recommended that the Commission authorize the acceptance of the tender submitted by Bridgecon Construction Ltd. in the amount of \$649,759.25 for Contract S5-44 St. Clair Station Structural Paving Rehabilitation.

APPROVED

h) Declaration for Surplus and Award of Contract
for the Sale and Removal of Decommissioned Buses

It is recommended that the Commission approve the following:



1. Declaration for surplus of up to 250 buses for the purpose of selling or donating throughout 2008 and 2009; and

2. Awarding a contract to UMMSU LLC in the amount of \$650,430 for the sale and removal of 250 surplus decommissioned buses for a 15 to 18 month period.

APPROVED

CHAIR GIAMBRONE MOVED THAT 25% OF THE PROCEEDS FROM THE SALE OF DECOMMISSIONED VEHICLES BE PLACED IN A FUND TO BE ACCESSED BY THE CGM TO PAY FOR TRANSIT SERVICES IN THE EVENT OF EXTRAORDINARY CIRCUMSTANCES.

THE MOTION BY CHAIR GIAMBRONE CARRIED.

- i) Summary of Authorized Expenditures Between \$200,000 to \$500,000 for the Period June 1, 2008 to June 30, 2008

It is recommended that the Commission receive this report for information. It lists expenditures (\$200,000 up to \$500,000) for the period June 1, 2008 to June 30, 2008 which were approved by the Chief General Manager.

RECEIVED

5. **PROCUREMENT AUTHORIZATION AMENDMENTS**

- a) Procurement Authorization – Purchase Order Amendment for the Supply of Miscellaneous Electrical Components and Supplies

It is recommended that the Commission approve the issuance of a Purchase Order Amendment to Wesco Distribution Canada LP to extend the current contract term from October 14, 2008 to November 30, 2008 for the supply of miscellaneous electrical components and supplies and to increase the total upset limit by \$1,700,000 to a revised total of \$9,800,000.

APPROVED

- b) Procurement Authorization Amendment – Supply of Bus Brake Drums

It is recommended that the Commission approve for inventory, additional funds in the amount of \$1,155,000 for the purchase order with Bartlett-Provincial Brake Incorporated for the supply of bus brake drums resulting in a revised total upset limit of \$2,108,000.

APPROVED



c) Procurement Authorization Amendment – Supply of Forty-Foot Low Floor City Buses – Provision of Bus Security Camera System

It is recommended that the Commission authorize the issuance of a contract amendment to Daimler Buses North America Ltd. (Daimler) in the amount of \$1,280,945.13 for the supply and installation of a complete security camera system on 129 low floor city buses to be provided under Contract C32PY08704.

APPROVED

d) Procurement Authorization Amendment – Option to Purchase 120 Forty-Foot Hybrid Low Floor City Buses

It is recommended that the Commission:

1. Authorize staff to exercise the contract option with Daimler Buses North America Ltd. (Daimler) in an amount of \$56,251,827.54 including all taxes for the purchase of 80 forty-foot low floor hybrid Orion VII NG buses for delivery in 2010 with the option to be exercised no later than September 30, 2008; and
2. Authorize staff to exercise the contract option with Daimler Buses North America Ltd. (Daimler) in the an amount of \$28,125,913.77 including all taxes for the purchase of a supplementary order of an additional 40 forty-foot low floor hybrid Orion VII NG buses also for delivery in 2010, subject to the approval by Council of the City of Toronto; and
3. Forward a copy of this report to the City of Toronto for consideration by Council requesting project commitment and approval in October, 2008 to proceed with the award of the supplementary order of an additional 40 forty-foot buses, to be exercised no later than October 31, 2008; and
4. Authorize staff to dispose of those buses retired as a result of the purchase of the two recommended option orders totalling 120 buses in the best interest of the Commission.

APPROVED

VICE-CHAIR MIHEVC MOVED THAT STAFF BE REQUESTED TO REPORT BACK TO THE COMMISSION ON THE STATUS OF THE BUS FLEET AND FUTURE PURCHASES.

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

VICE-CHAIR MIHEVC MOVED THAT STAFF BE REQUESTED TO EXPLORE THE POSSIBILITY OF ESTABLISHING A POLICY ENCOURAGING CANADIAN CONTENT OF 50% FOR BUS PROCUREMENTS.



THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

6. NOTICE OF AWARDS

- a) Notice of Award – Procurement Authorization – Accessible Taxi Service

The Commission had before it a memorandum dated July 15, 2008 from Vincent Rodó, General Secretary entitled, "Special Briefing – Accessible Taxi Service."

THE COMMISSION RECEIVED THE MEMORANDUM FOR INFORMATION.

7. SERVICE MATTERS

- a) 53 Steeles East Extension to Staines Road: Post-Implementation Review

It is recommended that the Commission:

1. Approve the extension of the 53 STEELES EAST bus route to Staines Road as a regular part of the TTC route network; and
2. Forward this report to Councillors Cho, Del Grande, Filion, Lee and Shiner, to York Region Transit, and to Metrolinx.

APPROVED

8. OTHER BUSINESS

- a) TTC Diversity Plan

C. Jeffries, Director, Employment Services gave a PowerPoint presentation with respect to this matter.

THE COMMISSION RECEIVED THE PRESENTATION.

VICE-CHAIR MIHEVC MOVED ADOPTION OF THE RECOMMENDATIONS CONTAINED IN THE REPORT, AS LISTED BELOW:

"IT IS RECOMMENDED THAT THE COMMISSION ENDORSE THE DIVERSITY PLAN, WHICH WILL BE PRESENTED ANNUALLY, INCLUDING THE GOALS, OBJECTIVES AND SUPPORTING IMPLEMENTATION PLAN, NOTING THAT THE PRIMARY GOALS AND OBJECTIVES OF THE PLAN ARE THE FOLLOWING:



1. **TTC'S WORKFORCE TO REFLECT THE DIVERSITY OF THE POPULATION OF THE CITY OF TORONTO WITHIN THE NEXT 10 YEARS:**
 - **CREATE 5-YEAR BASELINE PROJECTIONS FOR WHICH FUTURE PATTERNS IN DIVERSITY GROUP REPRESENTATION LEVELS WITHIN THE TTC CAN BE CREATED, TO BE REVIEWED ANNUALLY;**
 - **CREATE REALISTIC AND ACHIEVABLE DIVERSITY GOALS AND TARGETS, AT BOTH THE BRANCH AND DEPARTMENTAL LEVELS, TO BE REVIEWED ON AN ON-GOING BASIS;**
 - **TTC WOULD LIKE TO BE A LEADER IN DRIVING CULTURAL CHANGE. TARGETS WILL BE SET IN ACCORDANCE WITH THE MOST CURRENT CENSUS DATA AVAILABLE. TARGETS WILL BE REVIEWED ANNUALLY TO ENSURE THEY ARE PROACTIVE AND AGGRESSIVE AND CONTINUE TO REFLECT THE MOST CURRENT COMPARATORS AVAILABLE.**

2. **STRUCTURE DIVERSITY AS A STRATEGIC PRIORITY:**
 - **IDENTIFY DIVERSITY AS A KEY CORNERSTONE OF THE TTC'S BUSINESS (SEPTEMBER 2008);**
 - **REVISE AND RENAME THE TTC'S CORPORATE POLICY ON EMPLOYMENT EQUITY BY NOVEMBER 2008. THE REVISED POLICY SHOULD INCLUDE RESPONSIBILITY FOR THE DEVELOPMENT, IMPLEMENTATION AND MONITORING OF QUALITATIVE AND QUANTITATIVE GOALS FOR THE HIRING AND PROMOTION FOR MEMBERS OF THE DESIGNATED GROUPS;**
 - **REVIEW EMPLOYMENT POLICIES AND PRACTICES TO ENSURE THAT FAIRNESS, RESPECT AND AN INCLUSIVE AND SUPPORTIVE WORKPLACE FOR ALL EMPLOYEES IS IN PLACE, AND FULL COMPLIANCE TO LEGISLATION, TO BE REVIEWED BIENNIALY;**
 - **REVISE THE ACCESSIBLE TRANSIT SERVICES PLAN ON AN ANNUAL BASIS.**

3. **ENGAGE SENIOR MANAGEMENT SUPPORT AND COMMITMENT TO DIVERSITY:**
 - **ESTABLISH FORMALIZED QUANTITATIVE AND QUALITATIVE ACCOUNTABILITY FOR SENIOR MANAGEMENT IN THE ATTAINMENT OF DIVERSITY-RELATED INITIATIVES IN THEIR RESPECTIVE BRANCHES THROUGH THEIR ANNUAL EMPLOYEE PERFORMANCE REVIEWS. QUANTITATIVE BEING TO IMPROVE REPRESENTATION OF DESIGNATED GROUPS ACROSS A RANGE OF POSITIONS AND QUALITATIVE TO ESTABLISH A MORE INCLUSIVE WORKPLACE. TARGETS WILL BE ESTABLISHED AT THE BRANCH, DEPARTMENTAL AND SECTION LEVELS.**



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- DEAL WITH ALL COMPLAINTS AND ISSUES IN ORDER TO HELP PROVIDE A WORKPLACE ATMOSPHERE FREE FROM HARASSMENT, VIOLENCE AND INTIMIDATION;
 - MAKE REASONABLE ACCOMMODATIONS FOR EMPLOYEES FOR ISSUES RELATED TO RELIGIOUS/PRACTICES, AS REQUIRED;
 - MAKE REASONABLE ACCOMMODATIONS TO ENSURE DISABLED EMPLOYEES ARE ACCOMMODATED WITHOUT UNDUE HARDSHIP, AS REQUIRED;
 - PROVIDE EQUAL ACCESS FOR TRAINING AND DEVELOPMENT OPPORTUNITIES TO ALL EMPLOYEES;
 - IDENTIFY SUCCESSION MANAGEMENT CANDIDATES THROUGH THE USE OF THE SUCCESSION PLANNING MODEL AND MENTORING AS OUTLINED IN THE CAREER DEVELOPMENT POLICY TO HELP ENSURE RETENTION FROM DESIGNATED GROUPS BY CREATING OPPORTUNITIES TO INCREASE ACCESS TO LEADERSHIP POSITIONS FOR EMPLOYEES.
4. COMMUNICATE DIVERSITY AS A CORE VALUE OF THE TTC TO EMPLOYEES AND THE PUBLIC:
- ADHERE TO AND REVISE THE ATTACHED DIVERSITY COMMUNICATIONS IMPLEMENTATION PLAN, WHICH WILL DISSEMINATE REGULAR DIVERSITY COMMUNICATIONS TO EMPLOYEES AND CUSTOMERS (SEE APPENDIX "A" – IMPLEMENTATION PLAN);
 - DEVELOP A CREATIVE COMMUNICATIONS PLAN TO PROMOTE THE TTC AS AN EMPLOYER OF CHOICE, SUPPORTIVE OF DIVERSITY, UTILIZING ADVERTISING SPACE ON VEHICLES AND/OR STATIONS TO PROFILE THE DIVERSITY OF OUR EMPLOYEES AND SHOWCASE SUCCESS STORIES;
 - PARTNER WITH THE CITY OF TORONTO TO PROMOTE THE TTC AS ONE OF THE KEY SERVICES THAT REFLECT ITS POPULATION AND IS ENGAGED IN ISSUES OF EQUALITY AND ACCESSIBILITY BY MAY 2009;
 - ENGAGE COMMUNITY SUPPORT AND INPUT THROUGH CONSULTATIONS, ON AN ON-GOING BASIS;
 - INVITE LOCAL 113 ATU EXECUTIVE TO PARTICIPATE ON THE DIVERSITY TASK FORCE AND WORK WITH MANAGEMENT TO SUPPORT THE PLAN'S OBJECTIVES.
5. RECRUIT, RETAIN AND DEVELOP A DIVERSE WORKFORCE TO ENSURE EQUAL ACCESS AND OPPORTUNITIES FOR EMPLOYMENT, APPROPRIATE LEVELS OF COMPENSATION, AND OPPORTUNITIES FOR TRANSFERS AND PROMOTIONS:



- REVISE THE OUTREACH RECRUITMENT SCHEDULE ANNUALLY TO CONTINUE TO KEEP OUTREACH ACTIVITIES FORMALIZED AND CARRIED OUT IN ACCORDANCE WITH THE SCHEDULE FOR CURRENT EMPLOYEES AND PROSPECTIVE CANDIDATES (SEE APPENDIX "A");
- SUPPORT THE HIRING AND PROMOTION OF FOREIGN TRAINED PROFESSIONALS AND THE ACCEPTANCE OF ACADEMIC CREDENTIALS OF INDIVIDUALS EDUCATED OUTSIDE OF CANADA;
- CREATE AN OUTREACH INVENTORY/DIRECTORY OF CONTRACTS BY JANUARY 2009;
- FORMALIZE AND INCREASE THE DEVELOPMENT OF PARTNERSHIPS WITH SPECIALIZED AGENCIES AND COMMUNITY BASED ORGANIZATIONS THAT SUPPORT INDIVIDUALS FROM DIVERSE BACKGROUNDS ON AN ON-GOING BASIS;
- ADVERTISE IN PUBLICATIONS AND ON WEB SITES THAT REACH THE DESIGNATED GROUPS AND OTHER DIVERSE COMMUNITIES, INCLUDING NEWCOMERS, THE LESBIAN, GAY, BI-SEXUAL AND TRANS-GENDERED (LGBT) COMMUNITY, YOUTH, ETC.;
- INCREASE PARTICIPATION IN CAREER FAIRS THAT REACH PEOPLE FROM DIVERSE BACKGROUNDS, INCLUDING THE DESIGNATED GROUPS, THE LGBT COMMUNITY, NEWCOMERS, STUDENTS, ETC.;
- INCREASE PARTICIPATION OF OUTREACH PRESENTATIONS FOR AGENCIES AND COMMUNITIES THAT WORK WITH DESIGNATED GROUPS, AND IN THE SCHOOLS TO HELP ENCOURAGE A DIVERSE POPULATION ENTERING CAREERS IN THE FIELDS OF: SCIENCE, TECHNOLOGY, ENGINEERING, MATH, SKILLED TRADES, ETC;
- FORMALIZE AND INCREASE PARTICIPATION FOR ON CAMPUS RECRUITING AND POSTING JOB VACANCIES IN COLLEGES AND UNIVERSITIES TO ENCOURAGE INTEREST FROM PEOPLE FROM THE DESIGNATED GROUPS;
- FORMALIZE CONTINUED PARTNERSHIPS WITH WORK PLACEMENT PROGRAMS FOR PAID AND NON-PAID WORK PLACEMENTS FOR INDIVIDUALS FROM DIVERSE BACKGROUNDS AND COMMUNITIES;
- MANDATE ALL EMPLOYEES INVOLVED IN THE HIRING PROCESS TO ATTEND THE TTC'S BEHAVIOURAL INTERVIEWING COURSE, (COMPLETED AND CONTINUES TO BE ON-GOING);
- ENSURE HIRING PANELS INCLUDE EMPLOYEES FROM DIVERSE BACKGROUNDS;



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- CREATE AND CONDUCT MORE FOCUSED TRAINING AIMED AT EDUCATING EMPLOYEES AND MANAGEMENT ON DIVERSITY-RELATED ISSUES BY JUNE 30, 2009;
 - ENSURE EMPLOYEES FROM ALL BACKGROUNDS, INCLUDING THE DESIGNATED GROUPS, ARE SELECTED FOR THE ONTARIO MANAGEMENT DEVELOPMENT PROGRAM (OMDP).
6. CREATE A SYSTEMATIC APPROACH TO SUCCESSION PLANNING TO PROMOTE CHANGES IN WORKFORCE DEMOGRAPHICS, INCLUDING THE SETTING OF GOALS, THE TRACKING OF HIRING, PROMOTIONS, LEAVERS AND TURNOVER FOR MEMBERS OF DESIGNATED GROUPS:
- UPDATE THE ANNUAL DEMOGRAPHIC INFORMATION COLLECTED THROUGH THE EQUITY SURVEY THROUGH INFORMATION OBTAINED FROM THE AFTER HIRE FORMS;
 - IDENTIFY KEY OCCUPATIONAL GROUPINGS WITHIN THE TTC BY FEBRUARY 28, 2009;
 - ANALYZE THE FACTORS WITHIN THE OCCUPATIONAL GROUPING THAT IMPACT HOW PEOPLE ENTER AND EXIT THE JOB, AS WELL AS THOSE THAT INFLUENCE THE PROCESSES (I.E. INTERNAL HIRING VERSUS EXTERNAL, UNIONIZED VERSUS NON-UNIONIZED, POTENTIAL BARRIERS, ETC);
 - CREATE OPPORTUNITIES IN AREAS SUCH AS, TRAINING, CAREER DEVELOPMENT PROGRAMS, MENTORING, JOB SHADOWING AND USE OF ACTING ASSIGNMENTS TO ENSURE THERE IS A QUALIFIED AND DIVERSE POOL OF CANDIDATES AVAILABLE FOR FUTURE VACANCIES."

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

b) Essential Service Review

COMMISSIONER MILCZYN MOVED THAT THE COMMISSION DEFER THIS MATTER TO PERMIT DEBATE AND PUBLIC PRESENTATIONS AT THE NEXT MEETING.

THE MOTION BY COMMISSIONER MILCZYN LOST.

CHAIR GIAMBRONE MOVED THAT THE COMMISSION ADOPT THE RECOMMENDATION CONTAINED IN THE REPORT, AS LISTED BELOW:

"IT IS RECOMMENDED THAT THE COMMISSION:

1. RECEIVE THIS REPORT FOR INFORMATION, NOTING THAT STAFF'S POSITION IS NOT TO DECLARE TTC AS AN ESSENTIAL SERVICE;



2. **NOTE THAT STAFF WILL ADVISE THE MAYOR AND THE CITY MANAGER OF TTC'S STAFF POSITION WITH RESPECT TO ESSENTIAL SERVICE, FOR THEIR APPROPRIATE ACTION."**

THE MOTION BY CHAIR GIAMBRONE CARRIED.

- c) TTC Corporate Policy Review –
Policy 8.2.5 Freedom of Information and Privacy

It is recommended that the Commission approve TTC Corporate Policy 8.2.5 Freedom of Information and Privacy, which is attached as Appendix 'A'.

APPROVED

- d) TTC Corporate Policy Review 2.5.3 – Special Event Express Service

It is recommended that the Commission approve the following TTC Corporate Policy, as amended, which is attached hereto as Appendix 'A':

- Policy 2.5.3 Special Event Express Service

APPROVED

- e) TTC By-Law No. 1 – Revision

It is recommended that:

1. The Commission approve the new by-law as set out in Appendix "A" regulating use of the TTC transit system;
2. The Commission approve the set fine amounts as set out in Appendix "B" and forward a copy of the set fine amounts to the Chief Justice for approval in accordance with the *Provincial Offences Act*;
3. The by-law (Appendix "A") and the set fine amounts (Appendix "B") come into force and effect on the day that the set fine amounts are approved by the Chief Justice;
4. The current By-law No. 1, dated December 7, 1990 be repealed effective on the date that the new by-law (Appendix "A") comes into force and effect and that the new by-law (Appendix "A") be referred to as "By-law No. 1" as of the date that it comes into force and effect.



APPROVED

CHAIR GIAMBRONE MOVED THAT STAFF BE DIRECTED TO TAKE INTO CONSIDERATION COMMENTS THAT HAVE COME IN CONCERNING THIS MATTER, AND CONSIDER REPORTING BACK ON FUTURE REVISIONS TO THE BY-LAW.

THE MOTION BY CHAIR GIAMBRONE CARRIED.

f) Charter Rates

COMMISSIONER HALL MOVED THAT THIS MATTER BE DEFERRED UNTIL THE NEXT MEETING TO PERMIT STAFF TO REPORT BACK WITH A DETAILED FINANCIAL ANALYSIS.

THE MOTION BY COMMISSIONER HALL CARRIED.

g) Sale of Naming Rights for TTC Stations and Transit Lines

It is recommended that the Commission receive for information this report, which details the findings of staff related to the issue of the sale of naming rights at stations and transit lines.

RECEIVED

h) Financial Statements of Toronto Coach Terminal Inc. (TCTI) for the Year Ended December 31, 2007 and Financial Statements of the TTC Insurance Company Limited (TTCIC) for the Year Ended December 31, 2007

It is recommended that the Commission receive the financial statements of both the Toronto Coach Terminal Inc. and the TTC Insurance Company Limited for the year ending December 31, 2007.

RECEIVED

i) Toronto-York Spadina Subway Extension Project Status Update

It is recommended that the report be:

- a) Received for information; and
- b) Forwarded to the Toronto-York Spadina Subway Executive Task Force and the Move Ontario Trust for information.

APPROVED



j) Energy Conservation, Efficiency and Demand Response Measures

It is recommended that the Commission:

1. Amend the 2009 base Capital Budget to include an amount of \$2,100,000 for energy management projects in accordance with TTC Environmental Plan. These projects include Toronto Hydro Energy Services Inc. (THESI) recommended energy conservation and efficiency measure of \$1,579,000, associated TTC work of \$421,000 and LED lighting pilots of \$100,000;
2. Authorize staff to obtain sole source approval to issue a Purchase Order with an upset limit of \$1,579,000 to THESI to carry out the identified energy management work at Birchmount Garage, Greenwood Shop, Keele Subway Station and to install power factor correction capacitors at 44 TTC facilities;
3. Authorize staff to sign a Letter of Intent with THESI to explore opportunities within various TTC facilities for reducing electrical load through the city's Demand Response Program;
4. Forward this report to the City of Toronto for confirmation of funding.

APPROVED

9. NEW BUSINESS – NIL

10. CORRESPONDENCE

C-1 Joe Clark, dated August 25, 2008 forwarding comments entitled, "No procedure for correcting errors in next-stop announcements."

THE COMMISSION RECEIVED THE COMMUNICATION.

C-2 Vice-Chair Mihevc, dated August 27, 2008, forwarding comments concerning Report No. 14, entitled, "Use of Bio-Diesel at the TTC."

THE COMMISSION RECEIVED THE COMMUNICATION.

(SEE REPORT NO. 14 FOR MINUTE)

SUPPLEMENTARY AGENDA

11. REPORTS WITH CONFIDENTIAL ATTACHMENTS (COMMITTEE OF THE WHOLE)



- a) Development of Transit Properties "Work Plan"

THE COMMISSION:

1. RECEIVED THE INFORMATION AS SET OUT IN CONFIDENTIAL ATTACHMENT 1;
 2. AUTHORIZED THAT THE INFORMATION IN CONFIDENTIAL ATTACHMENT 1 NOT BE RELEASED IN ORDER TO AVOID PROVIDING THE PRIVATE SECTOR DEVELOPMENT COMMUNITY WITH AN UNFAIR ADVANTAGE OF THE TRANSIT PROPERTIES BEING CONSIDERED FOR DEVELOPMENT AT THIS TIME;
 3. ENDORSED THE FOLLOWING RECOMMENDATIONS FROM CUSHMAN & WAKEFIELD LEPAGE INC., AS PROPOSED FOR IMPLEMENTATION BY STAFF:
 - A) THE RESTRUCTURING OF THE PROPERTY DEVELOPMENT DEPARTMENT. ALL NEW POSITIONS, TITLES AND POTENTIAL APPOINTMENTS WILL BE REVIEWED BY THE HUMAN RESOURCES DEPARTMENT IN ACCORDANCE WITH TTC POLICIES PRIOR TO IMPLEMENTATION.
 - B) CHANGE THE NAME OF THE PROPERTY DEVELOPMENT DEPARTMENT TO THE ASSET MANAGEMENT AND PROPERTY DEVELOPMENT DEPARTMENT;
 - C) ESTABLISH GUIDING PRINCIPLES FOR TRANSIT ORIENTED DEVELOPMENT (TOD), COMMUTER PARKING POLICIES AND RELATED INTERNAL PROCESSES, DEVELOPMENT OF TRANSIT SITE COMMITTEE (DOTS); AND,
 - D) ESTABLISH AN INTERNAL TTC DEVELOPMENT TASK FORCE, CONSISTING OF STAKEHOLDER DEPARTMENTS (LEGAL, SERVICE PLANNING, ENGINEERING, FINANCE AND EXTERNAL FACILITATORS) COMPRISED OF SENIOR LEVEL REPRESENTATIVES.
- b) Commuter Parking Pricing Strategy

COMMISSIONER HALL MOVED THAT A DECISION ON COMMUTER PARKING PRICING STRATEGY BE POSTPONED UNTIL THE LIGHT RAPID RAIL LINES ARE FUNCTIONING IN SUBURBAN AREAS OF TORONTO.

THE MOTION BY COMMISSIONER HALL LOST ON THE FOLLOWING RECORDED VOTE:

FOR: COMMISSIONER HALL

AGAINST: CHAIR GIAMBRONE, VICE-CHAIR MIHEVC, COMMISSIONER THOMPSON, COMMISSIONER MILCZYN, COMMISSIONER SAUNDERCOOK, COMMISSIONER DE BAEREMAEKER AND COMMISSIONER BUSSIN



COMMISSIONER MILCZYN MOVED THAT THE MATTER BE DEFERRED UNTIL DECEMBER 2008, AND THAT STAFF BE REQUESTED TO REPORT BACK ON AN ALTERNATIVE PRICING STRATEGY BASED ON A PREMIUM METROPASS AND CASH LOT PROGRAMS.

THE MOTION BY COMMISSIONER MILCZYN LOST ON THE FOLLOWING RECORDED VOTE:

FOR: COMMISSIONER MILCZYN, COMMISSIONER THOMPSON AND COMMISSIONER HALL

AGAINST: CHAIR GIAMBRONE, VICE-CHAIR MIHEVC, COMMISSIONER BUSSIN, COMMISSIONER DE BAEREMAEKER AND COMMISSIONER SAUNDERCOOK

CHAIR GIAMBRONE MOVED THAT RECOMMENDATION NO. 3 BE STRUCK OUT AND REPLACED WITH THE FOLLOWING:

"3. THAT A COMMUTER PARKING SYSTEM WIDE 'CASH ONLY' PRICING STRATEGY BE ENDORSED AND THAT THE CGM BE DIRECTED TO FINALIZE THE ISSUES REGARDING IMPLEMENTATION AND PROCEED TO IMPLEMENTATION WITH THE APPROPRIATE NOTIFICATION TO THE COMMISSION AND THE PUBLIC; AND FURTHER THAT THE PROCEEDS FROM THE PARKING CHANGE BE DIRECTED TO NEW INCREASED BUS AND STREETCAR SERVICE ACROSS THE SYSTEM IN 2009."

THE MOTION BY CHAIR GIAMBRONE CARRIED ON THE FOLLOWING RECORDED VOTE:

FOR: CHAIR GIAMBRONE, VICE-CHAIR MIHEVC, COMMISSIONER SAUNDERCOOK, COMMISSIONER DE BAEREMAEKER AND COMMISSIONER BUSSIN

AGAINST: COMMISSIONER HALL, COMMISSIONER THOMPSON AND COMMISSIONER MILCZYN

CHAIR GIAMBRONE MOVED APPROVAL OF THE REPORT, AS AMENDED.

THE MOTION BY CHAIR GIAMBRONE CARRIED.

c) LF LRV Procurement Project Cancellation of RFP & Way Forward

S. Lam, Superintendent, LRV Engineering, Rail Cars & Shops and S. MacDonald, Manager, Materials & Procurement gave a PowerPoint presentation with respect to this matter.

THE COMMISSION RECEIVED THE PRESENTATION.



COMMISSIONER SAUNDERCOOK MOVED THAT STAFF BE REQUESTED TO ORGANIZE A FINAL MEETING WITH BOMBARDIER TO FURTHER DIALOGUE ON THE ISSUE OF THEIR DISQUALIFICATION AND THAT THE TTC ALLOW THE MEETING TO OCCUR, AND FAILING ANY RESOLUTION AT THE MEETING CONTINUE WITH THE PROCUREMENT PROCESS RECOMMENDED TODAY.

THE MOTION BY COMMISSIONER SAUNDERCOOK LOST.

VICE-CHAIR MIHEVC MOVED THAT THE COMMISSION AUTHORIZE STAFF TO PROCEED WITH THE MULTI-PHASE BID PROCESS TO PROCURE 100% LOW FLOOR LIGHT RAIL VEHICLES, AND THAT THE THREE CARBUILDERS (ALSTOM, BOMBARDIER AND SIEMENS) BE INVITED TO PARTICIPATE.

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

VICE-CHAIR MIHEVC MOVED THAT NO TTC EMPLOYEES OR COMMISSIONERS, OTHER THAN THOSE DESIGNATED BY THE COMMISSION OR THE CGM IN WRITING, SHOULD COMMUNICATE WITH ANY OF THE BIDDERS OR THEIR AGENTS REGARDING THIS MATTER, FROM AUGUST 27, 2008 UNTIL COMPLETION OF THE AWARD OF CONTRACT.

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

VICE-CHAIR MIHEVC MOVED THAT STAFF BE REQUESTED TO REPORT BACK TO THE COMMISSION WITH REGULAR UPDATES AS THE NEW PROCUREMENT PROCESS PROCEEDS.

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

COMMISSIONER PERRUZZA MOVED THAT STAFF MAINTAIN THE BASE REQUIREMENT FOR A MINIMUM OF 25% CANADIAN CONTENT IN THE PRICE FOR THE LF LRV.

THE MOTION BY COMMISSIONER PERRUZZA CARRIED.

COMMISSIONER PERRUZZA MOVED THAT STAFF BE DIRECTED TO EXPLORE THE FEASIBILITY OF REQUESTING OPTIONAL PRICING BASED ON A NUMBER OF INCREMENTALLY HIGHER CANADIAN CONTENT PERCENTAGES FOR CONSIDERATION BY THE COMMISSION.

THE MOTION BY COMMISSIONER PERRUZZA CARRIED.

COMMISSIONER BUSSIN MOVED THAT SHOULD THE FAIRNESS MONITOR BE REQUIRED TO REPORT THAT AN INDEPENDENT TECHNICAL REPORT ALSO BE TABLED.

THE MOTION BY COMMISSIONER BUSSIN CARRIED.



COMMISSIONER DE BAEREMAEKER MOVED THAT TTC STAFF BE DIRECTED TO WORK TOWARDS INCREASING CANADIAN CONTENT IN ANY ADDITIONAL VEHICLE ORDER WITH A GOAL OF ACHIEVING AT LEAST 50% CANADIAN CONTENT.

THE MOTION BY COMMISSIONER DE BAEREMAEKER CARRIED.

COMMISSIONER DE BAEREMAEKER MOVED THAT THE GOVERNMENT OF CANADA AND PROVINCE OF ONTARIO BE REQUESTED TO ADOPT A 60% CANADIAN CONTENT REQUIREMENT FOR TRANSIT PURCHASES.

THE MOTION BY COMMISSIONER DE BAEREMAEKER CARRIED.

CHAIR GIAMBRONE MOVED APPROVAL OF THE REPORT, AS AMENDED.

THE MOTION BY CHAIR GIAMBRONE CARRIED.

12. 2009-2013 Capital Program and 10 Year Capital Forecast

VICE-CHAIR MIHEVC MOVED THAT RECOMMENDATION (1)(A) BE AMENDED TO READ AS FOLLOWS:

“(1)(A)THE 2009 CAPITAL BUDGET IN THE AMOUNT OF \$759.0 MILLION.”

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

VICE-CHAIR MIHEVC MOVED THAT TTC STAFF BE REQUESTED TO WORK WITH CITY FINANCE STAFF AND THE CITY BUDGET COMMITTEE TO ALLOCATE THE FUNDING SURPLUS TO A TRANSIT CAPITAL RESERVE ACCOUNT.

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

VICE-CHAIR MIHEVC MOVED APPROVAL OF THE REPORT, AS AMENDED.

THE MOTION BY VICE-CHAIR MIHEVC CARRIED.

13. Procurement Authorization Eglinton West Station – Roof Rehabilitation Contract No.: A9-10

It is recommended that the Commission authorize acceptance of the tender submitted by Flynn Canada Ltd. in the amount of \$1,929,346.00 for contract A9-10 Eglinton West Station Roof Rehabilitation.

APPROVED

14. Use of Bio-Diesel at TTC

It is recommended that the Commission:

1. Accept this report for information in response to a request by the Commission at its



meeting of July 10, 2008 to report on the use of Bio-Diesel at TTC;

2. Note that while there are environmental benefits to the continued use of bio-diesel for a portion of our fleet for the next 2 to 3 years, given the serious financial issues facing the Commission that approval be given to discontinue the use of bio-diesel in 2009.

APPROVED

15. Kipling Station Approval of Finishes for New East Entrance

It is recommended that the Commission approve:

1. The finishes for the Kipling Station east entrance, which were presented through a public consultation process as shown in Exhibit 1;
2. Additional funds in the amount of \$0.8 million to be included in the 2009-2013 TTC Capital Program; and
3. Forwarding this report to the City of Toronto, GO Transit and Mississauga Transit for information.

APPROVED

The meeting adjourned at 8:25 p.m.





