



Minutes

Toronto Transit Commission Board

Meeting No.: 2013

Meeting Date: Wednesday, July 12, 2017

A meeting of the TTC Board was held in Committee Room #1, Toronto City Hall, 100 Queen Street West, Toronto, Ontario on Wednesday, July 12, 2017 commencing at 10:06 a.m. The meeting recessed at 10:08 a.m. to meet as the Committee of the Whole. The Board re-convened the public session at 1:03 p.m.

Present at Committee of the Whole

J. Colle (Chair), A. Heisey, Q.C. (Vice-Chair), J. Campbell, V. Crisanti, G. De Baeremaeker, J. De Laurentiis, M. Fragedakis, R. Lalonde, J. Mihevc, D. Minnan-Wong (Members), A. Byford, M. Palmer, S. Reed Tanaka, B. Ross, J. Taylor, K. Watson, M. Atlas, B. Leck, C. Greenwood, P. Kraft, J. Matharu, K. Sibley, C. Bergquist, A. Yoannis, T. Zlotnik, K. Lee and C. Finnerty.

G. Cook and T. Tobiason (Colliers International) and J. Makaruk (Mitchell Rothesay) were present for Item 5.

K. Lillyman (Chair's office) was also present.

J. Colle was in the Chair.

Present at Public Session

J. Colle (Chair), A. Heisey, Q.C. (Vice-Chair), J. Campbell, V. Crisanti, G. De Baeremaeker, J. De Laurentiis, M. Fragedakis, R. Lalonde, J. Mihevc, D. Minnan-Wong (Members), A. Byford (Chief Executive Officer), C. Greenwood (Acting Deputy Chief Service Officer), M. Palmer (Chief Operating Officer), S. Reed Tanaka (Chief Capital Officer), B. Ross (Executive Director - Corporate Communications), J. Taylor (Chief of Staff), K. Watson (Acting Chief Customer Officer), M. Atlas (Associate General Counsel), V. Cosentino (Director – Statistics), B. Hasserjian (Manager – SH&E Policy and Strategy), D. Guna (Head, IT), B. Leck (Head - Legal & General Counsel), P. Kraft (Head – Property, Planning & Development), M. MacRae (Director – Employee Relations), J. Matharu (Manager – CEO Business Support & Council Relations), E. Wiggins (Head – Wheel-Trans), T. Zlotnik (Head – Materials & Procurement), D. LoPresti (Assistant Manager – Contracted Taxi Services), D. Mruck (Budget Coordinator – Wheel-Trans), K.

Lee (Head - Commission Services) and C. Finnerty (Co-ordinator – Secretariat Services) were present.

J. Colle was in the Chair.

Declaration of Interest - Municipal Conflict of Interest Act

Nil

Minutes of the Previous Meeting

Commissioner Lalonde moved that the Board approve the minutes of the meeting held on Thursday, June 15, 2017.

The motion by Commissioner Lalonde carried.

Business Arising Out of the Minutes

Nil

Public Presentations

Item No. 9 Update: 400 Lawrence Manor and 404 East York Community Bus Route Extensions

Alan Yule

The Board received the deputation for information.
(See Item No. 9 for minute)

Item No. 13 Correspondence: TTC Board Capital Project Governance

Rosemary Frei

The Board received the deputation for information.
(See Item No. 13 for minute)

Item No. 14 Notice of Motion: Future Procurement of LRT Vehicles

Alan Yule

The Board received the deputation for information.
(See Item No. 14 for minute)

Presentations/Reports/Other Business

1. Chief Executive Officer's Report – July 2017 Update

The Board received the Chief Executive Officer's Report – July 2017 Update for information.

Correspondence submitted by: Philip Webb

2. Approved Minutes of the Advisory Committee on Accessible Transit (ACAT) General Monthly Meeting for May 25, 2017

ACAT Chair Debbie Gillespie introduced this item.

Following the ACAT Chair's comments the Board received for information the approved minutes from the Advisory Committee on Accessible Transit (ACAT) General Monthly Meeting of May 25, 2017.

3. Toronto-York Spadina Subway Extension (TYSSE) Claims Settlement Update

It is recommended that the Board:

1. Receive a confidential update related to the status of TYSSE claims settlement.
2. Authorize that the information provided in the confidential update is to remain confidential in its entirety as it contains information or communication that is subject to solicitor – client privilege.

Approved

4. Large Litigation Matters

It is recommended that the Board:

1. Approve the Confidential Recommendations as set out in the Confidential Attachment 1; and
2. Authorize that the information provided in the Confidential Attachment 1 remain confidential in its entirety as it contains advice which is subject to solicitor-client privilege.

Approved

5. Proposed Lease of Property for TTC Warehousing

It is recommended that the Board:

1. Approve the confidential recommendations contained in Attachment 1 to this report.

Approved

6. Procurement Authorization – VoIP Upgrade Program

It is recommended that the Board:

1. Authorize the award of a single source contract for voice communications services, for Centrex 1.0 (Legacy) and Centrex 2.0 (VoIP) to Bell Canada in the total amount of \$19.5 million, inclusive of applicable taxes.

Approved

7. Procurement Authorization – Glencairn Skylight Replacement Contract A11-5

It is recommended that the Board authorize:

1. Award of Contract A11-15, Glencairn Skylight Replacement to Bondfield Construction Company Limited in the amount of \$10,703,360.00, inclusive of all taxes on the basis of lowest total bid price.

Approved

8. Procurement Authorization Amendments: Wheel-Trans Sedan Meter-Based and Accessible Taxi Services Contracts

Commissioner Fragedakis moved approval of the recommendations in the staff report, as follows: Commissioner Minnan-Wong requested a recorded vote on the item.

1. Authorize amendments to increase the upset limits of the two Sedan Meter-Based Taxi Service Contracts as follows:
 - a. Contract No. C34PZ14797, Associated Toronto Taxi-Cab Co-operative Limited, in the amount of \$26,000,000 inclusive of all applicable taxes, increasing the total upset limit from \$40,000,000 to \$66,000,000; and
 - b. Contract No. C34PZ14798, Beck Taxi Ltd., in the amount of \$41,000,000 inclusive of all applicable taxes, increasing the total upset limit from \$40,000,000 to \$81,000,000.

2. Authorize amendments to the upset limits of the four Wheel-Trans Accessible Taxi Services Contracts in the total amount of \$96,000,000 inclusive of all applicable taxes, increasing the total upset limit from \$120,000,000 to \$216,000,000 and delegate authority to the Chief Executive Officer (CEO) to distribute the subject increases within the revised upset limit amount.
3. Delegate authority to the CEO to negotiate the contractors' margin on the Accessible Taxi Service Contracts based on the revised upset limits and the capacity to redistribute funds between the Sedan Meter-Based Taxi Service Contracts and the Accessible Taxi Service Contracts if required.

In favour: Chair Colle, Vice-Chair Heisey, Commissioners Crisanti, De Laurentiis, Fragedakis and Lalonde

Opposed: Commissioners Campbell and Minnan-Wong

Not present for the vote: Commissioners De Baeremaeker and Mihevc.

The motion carried on a vote of 6-2.

Chair Colle subsequently moved that the Board reconsider the item.

Chair Colle's motion carried on a 2/3 vote of the members present.

Commissioner De Baeremaeker moved the following amendments:

- i) That the following be added to the end of Recommendation No. 2 in the staff report: "but such allocation shall not decrease the current service levels being provided by the contractors as of July 1, 2017"
- ii) Staff report back on the benefits of side-door loading versus back-door loading accessible vehicles.

Commissioner Minnan-Wong requested a recorded vote on the amended recommendations, as follows:

1. Authorize amendments to increase the upset limits of the two Sedan Meter-Based Taxi Service Contracts as follows:
 - a. Contract No. C34PZ14797, Associated Toronto Taxi-Cab Co-operative Limited, in the amount of \$26,000,000 inclusive of all applicable taxes, increasing the total upset limit from \$40,000,000 to \$66,000,000; and
 - b. Contract No. C34PZ14798, Beck Taxi Ltd., in the amount of \$41,000,000 inclusive of all applicable taxes, increasing the total upset limit from \$40,000,000 to \$81,000,000.

2. Authorize amendments to the upset limits of the four Wheel-Trans Accessible Taxi Services Contracts in the total amount of \$96,000,000 inclusive of all applicable taxes, increasing the total upset limit from \$120,000,000 to \$216,000,000 and delegate authority to the Chief Executive Officer (CEO) to distribute the subject increases within the revised upset limit amount but such allocation shall not decrease the current service levels being provided by the contractors as of July 1, 2017.
3. Delegate authority to the CEO to negotiate the contractors' margin on the Accessible Taxi Service Contracts based on the revised upset limits and the capacity to redistribute funds between the Sedan Meter-Based Taxi Service Contracts and the Accessible Taxi Service Contracts if required.
4. Staff report back on the benefits of side-door loading versus back door loading accessible vehicles.

In favour: Chair Colle, Vice-Chair Heisey, Commissioners Crisanti, De Baeremaeker, De Laurentiis, Fragedakis, Lalonde and Mihevc

Opposed: Commissioners Campbell and Minnan-Wong

The motion by Commissioner De Baeremaeker carried on a vote of 8-2.

The item was adopted, as amended.

9. Update: 400 Lawrence Manor and 404 East York Community Bus Route Extensions

It is recommended that the Board:

1. Approve modifications to the two community bus pilot project routes, 400 Lawrence Manor and 404 East York, as detailed in this report, effective September 5, 2017.

Approved

10. Approval of Art Concepts for Chester, King, Runnymede, Sherbourne, St. Patrick, Wilson and Woodbine Stations

It is recommended that the Board approve the Public Art Concepts for the following projects:

- Chester Station Easier Access: "Florae" by Katherine Harvey;
- King Station Easier Access: "Light Canopy" by Sean Martindale;
- Runnymede Station Easier Access: "Anonymous Somebody" by Elicser Elliot (ne Jabari Elliott);
- Sherbourne Station Easier Access: "The Whole is Greater than the Sum of its Parts" by Spacemakeplace Design Rebecca Bayer;

- St. Patrick Station Easier Access: “Many Little Plans” by Barbara Todd;
- Wilson Station Easier Access: “Outside the Lines” by LeuWebb Projects, Christine Leu and Alan Webb; and
- Woodbine Station Easier Access and Second Exit: “Directions Intersections Connections” by Implosion Media Ltd., Jennifer Marmin and Daniel Borins.

Approved

11. Appointment to the Budget Committee

It is recommended that:

1. Commissioner Mary Fragedakis be appointed to the Budget Committee.

Approved

12. Outstanding Board Items

The Board received the report for information.

13. Correspondence: TTC Board Capital Project Governance

Chair Colle moved the following motion:

1. Accept KPMG’s attached Summary Report and utilize the toolkit to exercise our oversight accountabilities over the TTC’s capital program;
2. Establish a Capital Projects and Procurement Working Group to provide TTC Board members and TTC management adequate time and focus to assess business cases and other stage gate deliverables and to report back to the TTC Board on its findings.
3. Establish the capital project workshop as requisite training for all new TTC Board members and pre-requisite training for any member of the Capital Projects and Procurement Working Group;
4. Request staff develop and propose a reporting protocol that establishes common expectations for the frequency and content of routine reporting and that sets thresholds for exception reporting; and
5. Forward this letter as well as KPMG’s report and toolkit to the City Manager’s Office for possible application more broadly across the City of Toronto.

The motion by Chair Colle carried.

14. Notice of Motion: Future Procurement of LRT Vehicles

Commissioner Minnan-Wong moved the following motion:

That the Toronto Transit Commission conduct a market sounding and prequalification process to assess those companies interested in bidding on potential contracts to supply Light Rapid Transit Vehicles.

The motion by Commissioner Minnan-Wong carried.

15. Toronto-York Spadina Subway Extension Settlement of Claim – Wilson Yard Modifications – Site Services Stage 1, Contract A18-15

It is recommended that the Board:

1. Approve the recommendations outlined in the confidential attachment.
2. Authorize the information provided in the confidential attachment to remain confidential in its entirety as it contains information that is subject to solicitor client privilege.

Approved

The meeting adjourned at 2:15 p.m.