

**THE CITY OF TORONTO**

**City Clerk's Division**

**Minutes of the Works Committee**

**Meeting No. 3**

**Wednesday, January 26, 2000**

A special meeting of the Works Committee was held on Wednesday, January 26, 2000, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 2:10 p.m.

Members Present:

2:10 p.m.-4:40 p.m.  
(In Camera: 3:15 p.m.-4:30 p.m.)

Councillor Bill Saundercook, Chair	x
Councillor Ila Bossons	x
Councillor Rob Davis	x
Councillor Betty Disero	x
Councillor Jack Layton	-
Councillor David Shiner	x
Councillor Bruce Sinclair	x

Members were present for some or all of the time period indicated.

Having regard for the special circumstances of the meeting and with the permission of the Committee, Councillor Jack Layton, who was unable to be present, addressed the Committee by telephone.

Also Present:

Councillor Gordon Chong  
Councillor Mario Giansante  
Councillor Joan King

**3.1 Toronto Integrated Solid Waste Resource Management (“TIRM”) Disposal Request for Proposals Process and Price Proposal Submission by Rail Cycle North.**

The Works Committee had before it a joint report (January 26, 2000) from the Commissioner of Works and Emergency Services and the City Solicitor respecting exceptions taken in the price proposal submission of Rail Cycle North; and recommending that:

- (1) in the event that Council wishes to continue to insist on the reservation of its rights to contract,
  - (a) separately for the transportation component of a proposal, and/or
  - (b) with the benefit of a preferred customer clause,

as currently set out in the TIRM Disposal Request for Proposals (RFP), Council declare the Rail Cycle North proposal as informal and disqualified from further evaluation in the TIRM RFP process;

or, alternatively,

- (2) Council waive the requirement as contained in the TIRM Request for Proposals that there be no exceptions to a base bid and acknowledge the bid price submitted by Rail Cycle North in Envelope 2 of its proposal as an acceptable base bid for purposes of further evaluation with the other proposals in the TIRM process;

and

- (3) in the event that Council adopts Recommendation No. (2), all respondents be notified that the reservation of Toronto’s rights as referred to in Recommendation No. (1) are not absolute requirements of the TIRM Disposal RFP but will be the subject of negotiation in the next phase of the RFP process.

The Committee also had before it a confidential joint report dated January 26, 2000, from the Commissioner of Works and Emergency Services and the City Solicitor respecting the price proposal submission by Rail Cycle North.

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The following persons appeared before the Committee in connection with the foregoing matter:

- Mr. Gord Perks, Toronto Environmental Alliance;
- Mr. Bob McCaig, President, Green Lane Landfill;
- Mr. Nigel Guilford, Vice-President, Rail Cycle North;
- Mr. Bill Guthrie, Vice-President, Toronto Civic Employees' Union, Local 416; and
- Councillor Joan King, Seneca Heights.

On motion by Councillor Saundercook, the Committee met privately to discuss the foregoing matter having regard that the subject matter relates to the security of the property of the municipality, in accordance with the Municipal Act.

On motion by Councillor Bossons, the Committee recommended to Council that Rail Cycle North be requested to remove the exceptions relating to Toronto's rights to contract separately for the transportation component of its proposal and to include a preferred customer clause, by the next Works Committee meeting of February 7, 2000, failing removal of which the Rail Cycle North proposal be considered informal and disqualified from further evaluation in the TIRM Request for Proposals process.

**(Clause No. 1, Report No. 2)**

The Works Committee adjourned its meeting at 4:40 p.m.

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Chair.