



REFERRAL OF MEMBER MOTION BY CITY COUNCIL

Limiting the Liability of Employee use of Uber

Date:	May 8, 2015
To:	Executive Committee
From:	City Council
Wards:	All Wards

City Council Decision

City Council on May 5, 6 and 7, 2015, referred Motion MM6.1 to the Executive Committee.

Recommendations

Councillor Jim Karygiannis, seconded by Councillor Glenn De Baeremaeker, recommends that:

1. City Council direct the City Manager to commence the process of removing the smart phone application Uber from all of the approximately 12,000 smartphone devices issued by the City to its employees.
2. City Council direct that the preferred cellphone vendor of record and any alternate vendors of record be requested to remove or block the application in an automated manner.
3. City Council request agencies and corporations to consider adopting the same measures.
4. In light of Toronto Police Operation: Snowball, City Council direct the City Manager to give consideration to the best way to communicate with all employees the risks associated with using unlicensed and uninsured bandit taxi services during working hours, and further that the City Manager communicate to the Toronto Police Service that the City of Toronto does not object to enforcement of any parts of the Highway Traffic Act or the Compulsory Insurance Act against any person or company operating within its borders.

Summary

The City of Toronto should always take steps to protect our employees from physical harm and protect the taxpayers from financial harm.

City employees with work-issued smartphones may be using Uber to go to City meetings. If those employees are physically harmed in an accident, those employees will hold the City of Toronto taxpayers liable because they were on work time when they were injured.

As we have come to learn, UberX drivers don't have commercial insurance. If they did, once charged by police they would simply have to show their insurance slip to the courts and charges would be dropped.

If employees get hurt, taxpayers will pay. We can't let that happen.

Secondly, it was reported in the news that the City had instructed the Toronto Police to hold off on enforcing the Highway Traffic Act and the Compulsory Insurance Act. If this is true, Council should send a clear message that it wants provincial laws enforced in our City to protect our residents.

We wouldn't want our own families riding in an unlicensed and uninsured taxi and we certainly don't want our employees doing that either.

This Motion is the responsible thing for Council to do.