



REFERRAL OF ADMINISTRATIVE INQUIRY AND ANSWER

Toronto Transit Infrastructure Limited (TTIL) and City Accountability

Date:	May 25, 2011
To:	Executive Committee
From:	City Council
Wards:	All

City Council Decision

City Council on May 17, 18 and 19, 2011, referred the Administrative Inquiry from Councillor Janet Davis, headed “Toronto Transit Infrastructure Limited (TTIL) and City Accountability” and the Answer from the City Manager, to the Executive Committee for consideration.

Summary

Councillor Janet Davis has submitted the following Administrative Inquiry:

"I am submitting this Administrative Inquiry (under Municipal Code S27-61) to seek information about Toronto Transit Infrastructure Ltd, and other matters related to the Mayor's proposed transit plan. I am requesting a response from the City Manager to the following questions.

Consistent with the policies adopted by City Council in April, to increase accountability and transparency of city agencies:

1. Has the TTIL approved financial control, procurement and governance by-laws and policies? Will Council approve them, consistent with Council-adopted recommendation EX4.6 2.a.ii?
2. Will the TTIL operate in an open and transparent manner, with notices, minutes of meetings, and opportunities for deputations? If not, can the City require it to do so?

3. Was the process used to appoint Gordon Chong as Chair, CEO, and Secretary-Treasurer consistent with the City's Public Appointments policy, and what is the nature of the employment relationship? Is he an employee or retained by contract? How much is he getting paid?
4. At its April meeting, the TTC adopted a motion that TTIL invoices be processed "subject to the City of Toronto confirming an appropriate funding mechanism to cover costs incurred by TTIL." What Council authority is required in order to establish an "appropriate funding mechanism"? Does this mean that the City needs to identify funds to cover the costs of the TTIL, and if so when will Council amend the 2011 Budget to accommodate those costs?
5. What was the intended purpose of the residual funds in the TTCL reserves? Was the purpose of those reserves established by Council? Are the current and proposed expenditures consistent with those purposes?
6. Does the City have any involvement in the work being undertaken by the TTIL, or oversight for the consultants contracted to prepare the "business case" for the proposed P3 subway?
7. What authority does the TTC have from the City to negotiate agreements or to make applications to other governments or funding sources?
8. Will City Council approve the proposal for funding being submitted to the federal P3 Fund, as has been done in the past with RINC, Infrastructure and Housing funding proposals?
9. Are the City of Toronto and the TTC signatories to the Memorandum for the new Transportation Plan? When is it coming to Council for consideration?
10. What role has the City's intergovernmental table played in discussions with other governments or funders for proposed transit infrastructure in Toronto? Who are the City representatives that are participating in these discussions?
11. What liability does the City bear in relation to the provisions contained in the Memorandum, such as the costs associated with the transit projects to date, cancellation penalties, and other associated costs?"