

February 7, 2012

TO: City Council

FROM: City Manager

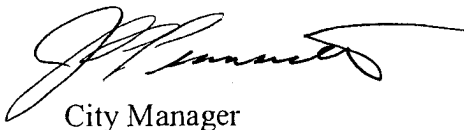
SUBJECT: Background Documents for February 8, 2012 Special Meeting of City Council

As requested by several Members of Council I am submitting the attached confidential documents as background for Council's consideration for the February 8, 2012 Special Meeting of City Council.

1. November 2009 Metrolinx / City of Toronto / TTC Regional Rapid Transit Projects Memorandum of Agreement (MOA)
2. March 26, 2010 MOA extension letter
3. October 14, 2010 MOA extension letter
4. July 12, 2011 MOA extension letter
5. August 24, 2011 MOA extension letter

Metrolinx has consented to the distribution of this confidential material to Members of Council only. Please maintain confidentiality.

I have also attached a copy of Item 2009.Ex34.11a – Report authorizing the City Manager to enter into the above-noted MOA (Interim Funding Agreement with Metrolinx and the TTC- Transit City) subsequently adopted by Council at the September 30 and October 1, 2009 meeting.



City Manager

EX 34. 11a



**STAFF REPORT
ACTION REQUIRED**

**Interim Funding Agreement with Metrolinx and the TTC –
Transit City**

Date:	August 31, 2009
To:	Executive Committee
From:	City Manager
Wards:	All
Reference Number:	

SUMMARY

This report seeks authority for the City Manager to enter into a memorandum of agreement on behalf of the City, with Metrolinx and the TTC, for interim funding to December 31, 2009 for the continuation of planning, design, engineering, property acquisition and construction of the Sheppard East LRT, Finch West LRT, Eglinton Crosstown LRT, and Scarborough RT projects.

RECOMMENDATIONS

The City Manager recommends that:

City Council authorize the City Manager to enter into a Memorandum of Agreement on behalf of the City, with Metrolinx and the TTC, in keeping with the principles set out in this report, wherein Metrolinx will provide interim funding for the implementation of components of the Sheppard East LRT, Finch West LRT, Eglinton Crosstown LRT, and Scarborough RT transit projects.

Financial Impact

The Memorandum of Agreement will ensure that funding is received to the end of 2009 to continue the implementation of components of the Sheppard East LRT, Finch West LRT, Eglinton Crosstown LRT, and Scarborough RT transit projects. The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact statement.

ISSUE BACKGROUND

The Province of Ontario announced funding for the implementation of the Finch West LRT, Eglinton Crosstown LRT and Scarborough RT and the Province and Federal Government announced funding for the Sheppard East LRT (the "Projects"). In total, \$8.15 billion in Provincial and Federal funding commitments have been made for the four Projects. The Province's new transit project delivery framework designates these four Projects as "Regional Transit" projects under the *Metrolinx Act, 2006* and provides Metrolinx with the responsibility to own and control the assets and deliver these Projects in cooperation with the City of Toronto and the TTC.

COMMENTS

Metrolinx has agreed to provide interim funding in order to continue the planning, design, property acquisition and construction of the Projects in advance of a longer term agreements(s). The interim funding agreement being negotiated between Metrolinx, the City and TTC staff is expected to provide funding of \$146.5 million for initial activities on the four lines including preliminary planning and Environmental Assessment approvals, preliminary engineering, property acquisitions, utility relocations, and, in the case of the Sheppard LRT, construction.

The general principles of the interim funding agreement between the City, TTC and Metrolinx (the Parties) are:

- Metrolinx will fund initial costs incurred after April 1, 2009 by the City or the TTC for the Projects;
- The Parties will work toward the negotiation and finalization of long-term funding, delivery and operation agreements;
- Development of mutually acceptable protocols for the issuance of RFPs, contract awards and cash flow;
- Conducting joint communications activities to provide information to the public in an open, transparent, effective and proactive manner; and
- Cooperating on funding applications for the funding from the Government of Canada for the Sheppard East LRT.

CONTACT

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SIGNATURE

City Manager