



**STAFF REPORT
ACTION REQUIRED
with Confidential Attachment**

**Toronto Street Furniture Program –
Agreement Modifications Update**

Date:	June 4, 2014
To:	City Council
From:	City Manager
Wards:	All
Reason for Confidential Information:	This report involves the security of property belonging to the City or one of its agencies, boards, and commissions.
Reference Number:	p:\2014\ClusterB\tra\pr\cc14005pr

SUMMARY

The report provides the results of the confidential instructions to staff from City Council on May 6, 7 and 8, 2014 regarding recommended amendments to the Toronto Street Furniture Agreement.

RECOMMENDATIONS

The General Manager, Transportation Services recommends that:

1. City Council adopt the confidential recommendation in Confidential Attachment 1 and authorize the General Manager, Transportation Services and the City Solicitor to amend the Street Furniture Agreement on the terms and conditions previously adopted by Council, subject to the terms and conditions as set out in Confidential Attachment 1 to this report.

2. Confidential Attachment 1 remain confidential as it contains information which relates to the security of property belonging to the City or one of its agencies, boards and corporations, provided that the confidential recommendations may be released publically upon the execution of an approved amending Agreement incorporating the terms and conditions previously adopted by Council, subject to the terms and conditions as set out in Confidential Attachment 1 to this report.

Financial Impact

Adopting Recommendation 1 contained in this report offers the potential to receive additional revenues beyond what was contemplated in the annual guarantee of the Street Furniture Agreement. Increased revenues will be audited and will be reflected in any future Street Furniture updates to City Council.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information contained in Confidential Attachment 1.

DECISION HISTORY

City Council at its meeting of May 23, 24 and 25, 2007, adopted the motion that "City Council accept the proposal by Astral Media Outdoor LP as having achieved the highest evaluated score, to provide a coordinated street furniture program for the City of Toronto as described in the City's RFP 9103-06-7316."

<http://www.toronto.ca/legdocs/mmis/2007/cc/minutes/2007-05-23-cc08-mn.pdf>

City Council at its meeting of June 11, 12 and 13, 2013, deleted the recommendations of the Public Works and Infrastructure Committee April 10, 2013 in a report entitled, "Toronto Street Furniture Program – Year 5 Status Update and Agreement Modifications" dated March 21, 2013 and issued confidential instructions to staff which remain confidential in accordance with the City of Toronto Act, 2006, as they relate to the security of the property of the municipality or local board. (PW22.9)

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2013.PW22.9>

City Council at its meeting of May 6, 7 and 8, 2014, adopted the recommendations, as amended, contained in the Confidential Attachment 1 to a report (April 29, 2014) from the General Manager, Transportation Services, subject to the confidential instructions to staff, and authorize the General Manager, Transportation Services and the City Solicitor to amend the Street Furniture Agreement on the terms and conditions as set out in Confidential Attachment 1 to the report (April 29, 2014) from the General Manager, Transportation Services, as amended by City Council.

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2014.CC51.8>

COMMENTS

Based on the direction of City Council at its meeting of May 6, 7 and 8, 2014, staff approached representatives of Astral Media and proceeded to negotiate based on that direction. The outcome of these discussions is described in Attachment 1, which provides confidential information.

CONTACT

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SIGNATURE

Joseph P. Pennachetti
City Manager

ATTACHMENT

Confidential Attachment 1: Toronto Street Furniture Program – Agreement Modifications