



**STAFF REPORT
ACTION REQUIRED**
with Confidential Attachment

Update on Cogeco Contract Status

Date:	October 27, 2016
To:	Government Management Committee
From:	City Solicitor
Wards:	All
Reason for Confidential Information:	This report concerns litigation or potential litigation that affects the City or one of its agencies, boards, and commissions.
Reference Number:	

SUMMARY

This report has been prepared to provide Government Management Committee and City Council with an update on the status of this matter and seek confidential instructions.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the Confidential Recommendations contained in Confidential Attachment 1 to the report; and
2. City Council direct that the recommendations and information in Confidential Attachment 1 remain confidential as it relates to litigation or potential litigation affecting the City or one of its agencies, boards or commissions.

Financial Impact

The Confidential Attachment shall address financial impact.

DECISION HISTORY

At its meeting of September 30, October 1 and 2, 2015, City Council adopted Item GM6.9 ("Update on Cogeco Contract Status").

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2015.GM6.9>

ISSUE BACKGROUND

At its meeting of July 15, 2008, City Council approved on a confidential basis the terms of a lit fibre data services agreement with Toronto Hydro Telecom Inc. ("THTI") in anticipation that the agreement would be assumed and performed by Cogeco Data Services Inc. ("CDSI") as the purchaser of THTI's assets.

As previously reported by the Chief Information Officer, delays to the completion of the build out of the Cogeco high speed WAN network have resulted in the City maintaining more of its data communications service requirements with Bell Canada than originally planned.

COMMENTS

The City of Toronto, the Toronto District School Board and the Toronto Catholic District School Board have taken action under their contracts with Cogeco to address the delays in completion. This report provides a further update on the status of this matter with a recommendation as contained in Confidential Attachment 1 to this report as information relating to litigation or potential litigation affecting the City.

CONTACT

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SIGNATURE

Brian Haley
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ATTACHMENTS

Confidential Attachment 1 – Confidential Update on Cogeco Contract