



REPORT FOR ACTION WITH CONFIDENTIAL ATTACHMENT

Actions Taken to Date Arising from Council's Decision Respecting the Auditor General's Investigation into a Certain Land Transaction

Date: July 16, 2018

To: City Council

From: City Solicitor

Wards: All

REASON FOR CONFIDENTIAL INFORMATION

This report is about litigation or potential litigation that affects the City and contains advice that is subject to solicitor-client privilege.

SUMMARY

At its meeting of April 24, 25, 26 and 27, 2018, Council received a report from the Interim City Manager on actions taken to date arising from Council's decision respecting the Auditor General's Investigation into a certain land transaction.

Confidential Attachment 1 contains legal advice from the City Solicitor regarding potential next steps.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the confidential instructions to staff in Confidential Attachment 1.
2. City Council direct that the confidential instructions in Confidential Attachment 1 remain confidential at the discretion of the City Solicitor and the balance of the information contained in Confidential Attachment 1 remain confidential in its entirety, as it relates to potential litigation against the City and contains advice that is subject to solicitor-client privilege.

FINANCIAL IMPACT

There are no financial impacts arising from the adoption of this report.

DECISION HISTORY

At its meeting of July 4, 5, 6 and 7, Council considered Item AU9.12, Auditor General's Observations of a Land Acquisition at Finch Avenue West and Arrow Road by the Toronto Parking Authority - Part 2.

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2017.AU9.12>

At its meeting of April 24, 25, 26 and 27, 2018, Council considered Item CC39.10, Actions Taken to Date Arising from Council's Decision Respecting the Auditor General's Investigation into a Certain Land Transaction

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2018.CC39.10>

COMMENTS

Council received a report from the TPA Board, at its meeting of April 24, 25, 26 and 27, 2018, in order to update Council as to actions the TPA had taken in response to Council's direction, as well as actions it has taken pursuant to its investigation into the conduct of Board employees related to the transaction identified in the Auditor General's report.

Following that Council meeting, subsequent events require further instructions related to potential litigation regarding the matters addressed in the prior report from the TPA Board.

CONTACT

Darragh Meagher, Director, Employment Law, Legal Services, Tel.: (416) 392-8948, Fax: (416) 397-5624, Email: Darragh.Meagher@toronto.ca

SIGNATURE

Wendy Walberg
City Solicitor

ATTACHMENT

Confidential Attachment 1 - Decisions Arising from AG's Investigation