

## **TORONTO PARKING AUTHORITY**

A Meeting of the Board of Directors of the Toronto Parking Authority was held at Toronto Parking Authority Offices, 33 Queen Street East, 2<sup>nd</sup> Floor Boardroom at 9:30 am on Friday, December 16, 2016.

Present: Michael Tziretas, Chair  
Paul Scargall, Vice Chair  
Councillor John Fillion  
Councillor Giorgio Mammoliti  
Geri Kozorys-Smith  
Eke Rubach  
Peter Leon

Lorne Persiko, President  
Teresa Toigo, Board Secretary

Mr. Gavin MacKenzie of MacKenzie Barristers Professional Corporation was in attendance to speak to In-Camera Minute #16-192.

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16-180 The Board confirmed the minutes of the November 17, 2016 Meeting.

### **FINANCE & ADMINISTRATION**

16-181 The Board received, for information only, a list of cheques issued and shown as Annex A to the December 16, 2016 Agenda (vouchers 73166 – 73420 and 400110 - 400115)

16-182 The Board received, for information only, a staff memorandum dated December 12, 2016 regarding the on and off-street revenue results year to date November 2016 (Final).

16-183 The Board received, for information only, a staff memorandum dated December 9, 2016 regarding the November 30, 2016 Financial Results.

16-184 The Board approved a staff memorandum dated December 9, 2016 recommending the establishment of a Human Resources Committee of the Board, including the merging of the Executive Compensation Committee into the Human Resources Committee.

Chair Tziretas passed the Chair to Vice Chair Scargall and moved to adopt staff's recommendation with the following member appointments to the Human Resources Committee being: Director Peter Leon, Director Elke Rubach, Vice Chair Paul Scargall and Michael Tziretas (Committee Chair). Seconded by Peter Leon. All in favour. Motion carried.

### **DESIGN & CONSTRUCTION**

16-185 The Board approved a staff memorandum dated December 7, 2016 recommending that the contract for the HVAC Upgrades for the TPA Office located at 33 Queen Street East be awarded to Versatech Mechanical Ltd. for the revised amount of \$312,500.00 plus \$37,500.00 as contingency allowance, being the sum total amount of \$350,000.00 plus HST.

16-186 The Board approved a staff memorandum dated December 8, 2016 recommending that the construction contract for the 2016 Ramp Heating Replacement at Carpark No. 111 be awarded to Alto Restoration Inc. for the amount of \$130,000.00 plus \$10,000.00 as contingency allowance being the sum total amount of \$140,000.00 plus HST.

## PARKING OPERATIONS

- 16-187 The Board approved a staff memorandum dated December 12, 2016 recommending the expenditure of funds in the amount not to exceed \$97,000.00 plus applicable taxes to PCI Services Ltd. for the acquisition of servers, associated mass storage devices and licenses and support agreement.
- 16-188 The Board approved a staff memorandum dated December 12, 2016 recommending the expenditure of funds in the amount of \$119,850.00 plus applicable taxes to HUB Parking Technology Canada for the acquisition of 30 Universal Card Devices (UCDs).

## DEVELOPMENT & MARKETING

- 16-189 The Board received, for information only, a staff memorandum dated December 7, 2016 regarding the Toronto Parking Authority's entry submissions to the 2017 International Parking Institute Awards of Excellence Competition. Director Kozorys-Smith noted an error in staff's report in reference to the submission date. Revised date to read as November 2016.

*On motion by Councillor Fillion, seconded by Vice Chair Scargall, the Board recessed the public session of the meeting to consider the following confidential reports in closed session with specific reference made to the reasons cited under both the City of Toronto Act for closed meetings and the Toronto Parking Authority's Policy Resolution 1-1 "Meetings and Minutes Open to the Public".*

## IN-CAMERA

- 16-190 The Board ratified the results of a Poll of Directors conducted on November 25, 2016 approving a staff memorandum dated November 23, 2016 regarding a Note and Coin Processing Agreement Addendum.

*(Confidential – re: Security of the City's or a local board's property)*

- 16-191 The Board approved a staff memorandum dated December 12, 2016 regarding a Parking Management Agreement (Ward 21 – York St. Paul's).

*(Confidential – re: A proposed parking management agreement)*

- 16-192 Gavin MacKenzie of MacKenzie Barristers Professional Corporation was in attendance to provide the Board with a verbal follow-up report in reference to the advice as referenced in the Board's motion from In-Camera Minute #16-149 (October 20, 2016 Meeting).

*(Confidential: Re: Receiving advise that is subject to a solicitor-client privilege, including communications necessary for that purpose)*

In accordance with Clause 5.6(vi) of the Toronto Parking Authority's Board Procedural By-law, the Board moved in-camera to receive the report from MacKenzie Barristers Professional Corporation.

In discussions regarding MacKenzie Barristers verbal follow-up report, the following motions were made by members of the Board:

Motion 1) A motion moved by Councillor Mammoliti, that all Board members present at the December 16, 2016 meeting, receive a written draft interim report by MacKenzie Barristers Professional Corporation and that the draft report be circulated before the end of December 2016.

Votes were recorded as follows: Opposed: Director Leon and Councillor Filion. In Favour: Chair Tziretas, Vice Chair Scargall, Councillor Mammoliti, Director Rubach and Director Kozorys-smith. Motion carried;

Motion 2) A motion was moved by Councillor Filion, that the oral interim report by Mackenzie Barristers Professional Corporation be received for information.

Votes were recorded as follows: Opposed: Chair Tziretas, Vice Chair Scargall, Councillor Mammoliti, Director Rubach and Director Kozorys-Smith. In Favour: Councillor Filion and Director Leon. Motion defeated.

*Meeting recessed at 12:40 pm and reconvened at 1:10 pm*

*On motion by Councillor Mammoliti, seconded by Vice Chair Scargall, the Board reconvened the in-camera session of the meeting to resume consideration of the confidential report citing specific reference to Clause 5.6(ii) of the Toronto Parking Authority's Board Procedural By-law, as the personal nature of the MacKenzie report pertains to staff. Motion carried.*

Motion 3) A motion was moved by Councillor Mammoliti, that the Board reaffirm its commitment to staff and recognizing that staff appropriately followed policies and procedures as it pertains to the 1111 Arrow Road file.

Votes were recorded as follows: In Favour: Councillor Mammoliti, Chair Tziretas, Vice Chair Scargall, Director Leon, Director Kozorys-Smith and Director Rubach (*Councillor Filion was absent for the recorded vote*). Motion carried.

Motion 4) A motion was moved by Councillor Mammoliti, that the Board request Councillor Filion to provide a written apology to staff members that he offended as outlined in the MacKenzie report.

Votes were recorded as follows: In Favour: Councillor Mammoliti, Chair Tziretas, Vice Chair Scargall, Director Leon, Director Kozorys-Smith and Director Rubach (*Councillor Filion was absent for the recorded vote*). Motion carried.

Motion 5) A motion was moved by Councillor Mammoliti that, if Councillor Filion declines to apologize to staff members noted in the MacKenzie report, that the Board further request that Councillor Filion consider his resignation from the Board.

Votes were recorded as follows: Opposed: Director Kozorys-Smith, Director Leon. In Favour: Councillor Mammoliti, Chair Tziretas, Vice Chair Scargall and Director Rubach (*Councillor Filion was absent for the recorded vote*). Motion carried.

*On motion by Vice Chair Scargall, seconded by Director Rubach, the Board recessed the closed session of the meeting.*

## OTHER BUSINESS

- 16-193 The Board received, for information only, copies of the following articles recently appearing in local newspapers, publications and media:
- 1) "Montreal's mobile parking app is changing providers", Newscaf, December 12, 2016;
  - 2) "Sticker snafu hits Toronto on-street parking system", Toronto Star, November 29, 2016; and,
  - 3) "Commuters question decision to eliminate TTC parking at Wilson", CityNews.ca, November 25, 2016.
- 16-194 Marketing Committee Chair, Director Leon, provided the Board with an update on some of the Marketing Group's current initiatives and advised the Board that a meeting with the Board Marketing Committee will be scheduled sometime in January 2017.
- 16-195 President Persiko provided the Board with an update on a TTC staff report entitled "Commuter Parking Update" as an agenda item at the TTC Board's December 20, 2016 meeting.

Meeting adjourned at 2:25 pm

Michael Tziretas, Chair