



STAFF REPORT ACTION REQUIRED

Don Mills Station – Bus Platform Agreement with York Region Transit

Date:	November 13, 2017
To:	TTC Board
From:	Chief Executive Officer

Summary

The purpose of this report is to seek the Board's approval to extend the existing agreement at Don Mills subway station between TTC and the Regional Municipality of York (York Region) for an additional term of five years to expire on November 24, 2022 with five additional terms of five years each, with mutual agreement of both parties. This permits York Region to operate its York Region Transit (YRT) VIVA rapid transit buses from two platforms at Don Mills subway station.

The continued service connection of the VIVA rapid transit buses at Don Mills subway station is important in providing accessible, interregional, intermodal transit options to transit riders and will continue to bring customers to Don Mills subway station.

Recommendations

It is recommended that the Board

1. Authorize staff to execute an amendment to extend the agreement between TTC and York Region for the exclusive use by YRT of bus platforms No. 6 and No. 7 at TTC's Don Mills Station for five years with five additional terms of five years each, with mutual agreement of both parties. All required documents shall be on terms and conditions satisfactory to TTC's General Counsel.

Implementation Points

In accordance with Corporate Policy 6.5.1 Authorization for Expenditures and Other Commitments, Paragraph 3.7.9, leasing contracts having a term greater than 10 years require Board approval.

Financial Summary

York Region's share of the annual maintenance costs for the use of the two bus bays at Don Mills subway station will increase 5% annually above the current budgeted recovery. Payments will be collected as a recovery of TTC expenses within TTC's operating budget. The projected quarterly fees are as follows:

Extension Year	Annual Maintenance Cost	Quarterly Fee
16 (2017-2018)	\$82,030.87	\$20,507.72
17 (2018-2019)	\$86,132.42	\$21,533.11
18 (2019-2020)	\$90,439.04	\$22,609.76
19 (2020-2021)	\$94,960.99	\$23,740.25
20 (2021-2022)	\$99,709.04	\$24,927.26

The Chief Financial Officer has reviewed this report and agrees with the financial impact information.

Accessibility/Equity Matters

Don Mills station has an accessible route linking all levels of the station including the bus platforms, street level, concourse level and subway platform. All of the VIVA rapid transit buses are fully accessible. The connection of the VIVA rapid transit buses at Don Mills station provides an accessible intermodal connection between TTC and YRT, which is integral to promoting local and interregional travel connections.

Decision History

At its meeting of November 20, 2002, the Board approved recommendations to execute an agreement with YRT for the non-exclusive use of Bus Platform No. 6 and the exclusive use of Bus Platform No. 7 at Don Mills subway station for five years commencing November 25, 2002 to November 24, 2007.

[https://www.ttc.ca/About the TTC/Commission reports and information/Commission meetings/2002/Nov 20 2002/Other/York Region Transit .pdf](https://www.ttc.ca/About%20the%20TTC/Commission%20reports%20and%20information/Commission%20meetings/2002/Nov_20_2002/Other/York_Region_Transit_.pdf)

At its meeting of April 14, 2004 the Board approved recommendations to execute an amending agreement with The Regional Municipality of York for the exclusive use of Bus Platforms No. 6 and No. 7 at Don Mills subway station for five years commencing November 25, 2007 to November 24, 2012.

[http://www.ttc.ca/About the TTC/Commission reports and information/Commission meetings/2004/Apr 14 2004/Other/York Region Rapid Transit Plan.pdf](http://www.ttc.ca/About%20the%20TTC/Commission%20reports%20and%20information/Commission%20meetings/2004/Apr%2014%202004/Other/York%20Region%20Rapid%20Transit%20Plan.pdf)

Issue Background

Since November 25, 2002, TTC and York Region have had an agreement in place for YRT's use of two bus platforms at Don Mills subway station. The license fee was \$58,800 per annum plus YRT's proportionate share of maintenance fees. The original five year term ended on November 24, 2007.

The first amending agreement extended the term for five years until November 24, 2012 and specified that the license fee was required in order for TTC to recover the capital costs of YRT's use of the station. The terms of the amending agreement stated that any renegotiation of the agreement between TTC and York Region would take into account that York Region had already reimbursed TTC in full for the capital costs by the end of the ten year period.

The second amending agreement therefore eliminated the license fee but maintained the annual maintenance cost recovery and extended the term for an additional five years. The second amending agreement will expire on November 24, 2017.

York Region wishes to extend the term for an additional five years to November 24, 2022 with five additional terms of five years each with mutual agreement by both parties. Either party will have the right to terminate the agreement with one year's notice.

Comments

Staff recommends the execution of an amendment to extend the agreement between TTC and York Region for an additional five years with five additional terms of five years each. This will allow York Region continued use of Don Mills subway station in order to support the interregional connection between the two transit services.

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