



Report for Action with Confidential Attachment

455 Gordon Baker Road

Date: February 15, 2018
To: TTC Board
From: TTC General Counsel

Reason for Confidential Information

This report contains advice that is subject to solicitor-client privilege and litigation privilege, including communications necessary for that purpose.

Summary

As requested in its meeting of January 18, 2018, additional information is provided in respect of the matter and is attached in the Confidential Attachment.

Recommendations

It is recommended that the Board:

1. Receive the information as set out in the Confidential Attachment 1.
2. Authorize that the information provided in the Confidential Attachment 1 to remain confidential in its entirety as it contains advice which is subject to client-solicitor privilege.

Financial Summary

There is no financial impact associated with this report.

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

Equity/Accessibility Matters

There are no accessibility or equity issues associated with this report.

Decision History

On January 18, 2018, the Board approved the recommendation in the Confidential Attachment to Report #4 (455 Gordon Baker Road). See attached link to the public portion of the report:

http://www.ttc.ca/About_the_TTC/Commission_reports_and_information/Commission_meetings/2018/January_18/Reports/4_455_Gordon_Baker_Road.pdf

Issue Background

At its meeting of December 15, 2010, the Board approved leasing 455 Gordon Baker Road for use by the Revenue Operations department. However, costs related to the design and construction of the tenant improvements required to accommodate Revenue Operations at 455 Gordon Baker Road caused staff to reconsider its options. At its meeting of November 21, 2012, the Board authorized a change in use for 455 Gordon Baker for Materials and Procurements use as an inventory storage and control facility.

An agreement to lease was signed by both the TTC and landlord, but the parties were unable to agree on the formal lease terms. In April 2013, TTC notified the landlord that it was terminating the agreement to lease as the parties were unable to agree on the terms of the formal lease agreement. The landlord subsequently initiated an action against the TTC.

Contact

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Signature



Brian Leck
Head of Legal & General Counsel

Attachments

Confidential Attachment 1