

Bill No. 290
2018

By-law No. A.-____

A by-law to approve an agreement with the London Transit Commission for the establishment of a Youth Bus Pass for individuals 13 years of age up to and including 17 years of age, and to authorize a grant to the London Transit Commission for such purpose, and to authorize the Mayor and City Clerk to execute the agreement.

WHEREAS By-law No. A.-6377-206, being a by-law to continue the London Transit Commission, provides:

- a) in Section 2 that the London Transit Commission is a body corporate;
- b) in Section 7 that the London Transit Commission possesses and may exercise all the powers, rights, authorities and privileges with respect to the operation, extension, alteration, repair, control and management of the local transportation system of the City of London;
- c) in Subsection 7(a) that such powers, rights, authorities and privileges include “to manage, operate, establish, equip, alter, extend and maintain a bus system over the streets and public places of the City of London... and in subsection 7(f) “to enter into agreements with the Corporation for all or any of the following: ... the performance of services by the Commission to the Corporation;”
- d) in Subsection 13 that, “with the intent that the transportation system shall be self-sustaining and shall not operate with a deficit, the Commission shall so regulate and fix all tolls and fares for the carriage of passengers that a revenue shall be produced which, together with the application of an appropriate part of any annual approved operating subsidy from the City of London, other operating revenues and funding from reserves and/or senior levels of government shall be in each year sufficient to provide the cost of operating the transportation system....;”
- e) in Section 14 that the Municipal Council may by by-law enter into an arrangement with the London Transit Commission to provide, either at all times, or within specified times, free transportation or transportation at reduced fares, to any class of residents of the City of London and to provide in such by-law or by-laws for the making of grants to the Commission to cover the cost of providing such transportation;

AND WHEREAS Municipal Council resolved at its Meeting of October 27, 2017, to direct the Managing Director, Neighbourhood, Children and Fire Services to bring forward a proposal for a youth bus pass to be considered during budget deliberations;

AND WHEREAS the Managing Director, Neighbourhood, Children and Fire Services brought forward a proposal for a youth bus pass which was considered during the Strategic Priorities and Policy Committee Multi-Year Budget Meeting of November 27, 2017;

AND WHEREAS Section 107 of the *Municipal Act, 2001*, S.O. 2001, c. 25 provides that a municipality may make grants, on such terms as to security and otherwise as the Municipal Council considers appropriate, to any person, group or body, including a fund, within or outside the boundaries of the municipality for any purpose that council considers to be in the interests of the municipality;

AND WHEREAS Municipal Council considers it to be in the interests of the municipality to provide a grant to London Transit Commission to cover the cost of providing subsidized transportation to individuals 13 years of age up to and including 17 years of age;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The agreement attached as Schedule A between The Corporation of the City of London and the London Transit Commission, with respect to subsidized bus transportation for individuals 13 years of age up to and including 17 years of age, commencing September 1, 2018 and the provision of a grant by the City to the London Transit Commission for such purpose, is hereby approved and authorized.

2. The Mayor and City Clerk are authorized and directed to execute the agreement approved in paragraph 1 above on behalf of The Corporation of the City of London.
3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on June 26, 2018.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – June 26, 2018
Second Reading – June 26, 2018
Third Reading – June 26, 2018

SCHEDULE A

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AGREEMENT (Establishment of a Subsidized Bus Pass for Individuals 13 years of age up to and including 17 years of age)

THIS AGREEMENT made with effect as of September 1, 2018

B E T W E E N:

LONDON TRANSIT COMMISSION
(the "Commission")

OF THE FIRST PART

- AND -

THE CORPORATION OF THE CITY OF LONDON
(the "City")

OF THE SECOND PART

WHEREAS the City has the capacity, rights, powers and privileges of a natural person for the purposes of exercising its authority pursuant to the provisions of section 9 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended;

AND WHEREAS section 107 of the *Municipal Act, 2001* provides that a municipality may make grants, on such terms as to security and otherwise as the Council considers appropriate, to any person, group or body, including a fund, within or outside the boundaries of the municipality for any purpose that Council considers to be in the interests of the municipality;

AND WHEREAS the Commission is a body corporate and a local board continued under By-law No. A.-6377-206;

AND WHEREAS pursuant to the provisions of Section 14 of By-law No. A.-6377-206, the parties desire to enter into an agreement for the Commission to provide transportation at reduced fares in the form of a reduced cost bus pass to youth 13 years of age up to and including 17 years of age and for the City to provide grants to the Commission to cover the costs of providing such transportation.

NOW THEREFORE IN CONSIDERATION of the premises and the covenants and agreements hereinafter contained, the parties agree as follows:

1. **Commencement of Agreement**
This Agreement shall commence on September 1, 2018.
2. **Monthly Youth Bus Pass - Fee**
Commencing September 1, 2018, the Commission shall create a new monthly Youth Bus Pass with a fee of:
 - (a) \$52 for a Youth Bus Pass for 2018;
 - (b) \$52 or such other amount as determined by Council by resolution or by-law for a Youth Bus Pass for 2019 and subsequent years.
3. **Eligibility**
The Youth Bus Pass shall only be available for use by individuals of a class based on the following:
 - 13 years of age up to and including 17 years of age; and,
 - City of London resident.

If eligible to use a Youth Bus Pass as set out above, such individuals shall be entitled to use a Youth Bus Pass for transportation on buses operated by the Commission in the City of London, for the fee set out in 2(a) or 2(b) above.

The Commission shall use best efforts to ensure that only those individuals who are eligible to use a Youth Bus Pass are allowed to use the Youth Bus Pass for transportation on buses operated by the Commission in the City of London.

4. **Youth Bus Pass - Statistics**

The Commission will provide the City with ridership statistics for the Youth Bus Passes on a monthly basis as part of the monthly invoicing.

5. **Invoice**

The Commission will provide a monthly invoice to the City based on the actual sale of Youth Bus Passes in the preceding month multiplied by the difference between the cost of the Youth Bus Pass and the discounted cost of an adult full month pass based on the following sliding scale:

# of Passes Purchased Per Month	Discount on Adult Monthly Pass Rate (for all passes sold)
0-500	10%
501-999	12.5%
1,000-1,499	15%
1,500-1,999	20%
2,000+	25%

The City shall not be responsible for any costs (including any administration fee) associated with the replacement of Youth Bus Passes that have been lost or stolen.

6. **Grant to Commission**

The City will pay monthly by way of grant to the Commission the amount in the preceding month as determined in paragraph 5. Such grant represents the cost to the Commission of providing the subsidized Youth Bus Pass.

7. The City may terminate this agreement at any time on providing 60 days' advance notice to the Commission.

IN WITNESS WHEREOF the Parties have duly executed this Agreement.

SIGNED, SEALED, AND DELIVERED

LONDON TRANSIT COMMISSION

Per: _____

Print Name: _____

General Manager*

*I have authority to bind the Commission.

Per: _____

Print Name: _____

Secretary-Treasurer*

*I have authority to bind the Commission.

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THE CORPORATION OF THE CITY OF LONDON

Per: _____

Matt Brown, Mayor

Per: _____

Catharine Saunders, City Clerk