

Bill No. 126  
2019

By-law No. L.T.C.- \_\_\_\_ - \_\_\_\_

A by-law to authorize the London Transit Commission to reduce the fare amount for individual bus trips for seniors aged 65 and over, to approve an agreement with the London Transit Commission for the City to provide a grant to reimburse LTC for the costs of the reduced fare amount, 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:

- in Section 2 that the London Transit Commission is a body corporate;
- 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;
- 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”;
- 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....”;
- in Section 14 that the 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 December 18, 2018, “That the proposed reinstatement of reduced cost of Senior’s Bus Tickets BE REFERRED to 2019 Budget Process and the Civic Administration BE DIRECTED to establish a source of financing.”;

AND WHEREAS the Managing Director, Neighbourhood, Children and Fire Services brought forward a proposal for seniors subsidized bus tickets which was considered during the Strategic Priorities and Policy Committee Multi-Year Budget Meeting of January 24, 2019;

AND WHEREAS at the Municipal Council meeting on February 12, 2019, Council resolved: That the following actions be taken with respect to the following Operating Budget Amendment Cases: Business Case #13 (Subsidized Transit for Seniors) – Net Impact \$285, BE APPROVED;

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 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 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 65 years of age and over;

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

1. An arrangement be entered into with the London Transit Commission, effective April 1, 2019, to provide transportation at reduced rates to those residents of the geographic area of the City of London who are 65 years of age or older, subject to the following conditions:

(a) Fare to be 75% of the basic adult ticket fare as established by the London Transit Commission, with no cash fares;

(b) Reduced fare applies to fares purchased by way of paper tickets, or stored value smart card, or such other technology as determined by London Transit Commission;

(c) Suitable identification card with proof that age is 65 or older to be presented on each purchase of fares and at the request of the bus operator at any time;

(d) Special tickets, stored value smart card, or such other technology, is to be provided by the London Transit Commission at its own expense.

2. The agreement attached as "Schedule A" between The Corporation of the City of London and the London Transit Commission, with respect to reduced fare for bus transportation for individuals 65 years of age and over, commencing April 1, 2019 and the provision of a grant by the City to the London Transit Commission for such purpose, is hereby approved and authorized.

3. 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.

4. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on March 26, 2019.

Ed Holder  
Mayor

Catharine Saunders  
City Clerk

First Reading – March 26, 2019  
Second Reading – March 26, 2019  
Third Reading – March 26, 2019

**SCHEDULE A**

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**AGREEMENT (Establishment of a Reduced Fare for Seniors 65 years of age and over)**

**THIS AGREEMENT** made with effect as of April 1, 2019

**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 ticket to seniors 65 years of age and over 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 April 1, 2019.

2. **Seniors Bus Fare - Fee**

Commencing April 1, 2019, the Commission will re-establish the seniors bus fare (75% of the basic adult ticket fare) for individuals 65 years of age and over.

3. Eligibility

The senior bus fare shall only be available for purchase and use by individuals of a class based on the following:

- 65 years of age and over; and,
- City of London resident.

The Commission shall use best efforts to ensure that only those individuals who are eligible are allowed to purchase and use a senior bus fare for transportation on buses operated by the Commission in the City of London.

4. **Seniors Bus Fare - Statistics**

The Commission will provide the City with ridership and sales statistics for the seniors bus fare 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 seniors bus fare in the preceding month.

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 senior bus fares.

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.

**THE CORPORATION OF THE CITY OF LONDON**

Per: \_\_\_\_\_

Ed Holder, Mayor

Per: \_\_\_\_\_

Catharine Saunders, City Clerk