



Rapid Transit Steering Committee

June 18, 2009

1. WeirFoulds Retainer
2. VivaNext BRT Monthly Report
3. Subway Extensions Monthly Report
4. Spadina Subway Extension Land Expropriation
5. Davis Drive Land Acquisition

- WeirFoulds was retained in 2002, as legal counsel to the Rapid Transit Project.
- WeirFoulds LLP retainer with the Region for the YRRTC has expired
- YRRTC continues to require external legal support for the Corporation
- Knowledge transfer to internal legal resources is occurring, particularly as it relates to work programme awards and contract administration
- Professional Services in the amount of \$473,000 were budgeted in 2009

RECOMMENDATIONS

1. Council authorize continuation of the existing retainer with WeirFoulds LLP for legal services on a cost-plus basis, as required, by the York Region Rapid Transit Corporation for the period ending December 31, 2009.
2. Staff be authorized to increase the purchase order with WeirFoulds LLP by \$320,000 to cover all 2009 expenditures and to extend the date to March 31, 2010.

H3 - Hwy 7, Richmond Hill Centre To Unionville GO/Kennedy Road

- Kiewit EllisDon have begun preparation for the development of a GMP, and canopy final design is underway
- Design build contract is targeted for June for the Civic Mall and August 2009 for the remainder of H3
- Property acquisition is expected to be complete in September 2009
- Utility relocations may begin along the H3 portion of rapidways this summer
- Rapid Transit Office, the Town of Markham and GO Transit continue to work together on vivaNext interface with Markham Centre east precinct



H3 – Hwy. 7, Richmond Hill Centre to Unionville GO/Kennedy Road

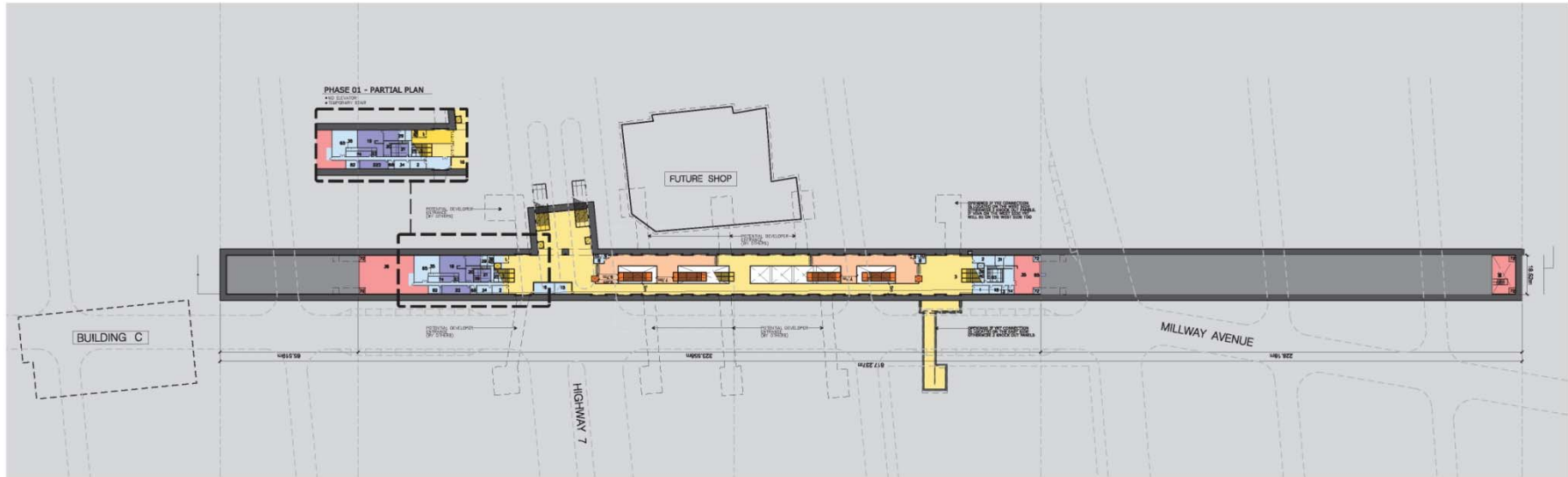
- Ready to move to final design and construction over the summer

D1 - Davis Drive, Yonge Street to Southlake Regional Health Centre, and Yonge Street, Mulock Drive to Green Lane

- Preliminary engineering work is proceeding on track and on budget

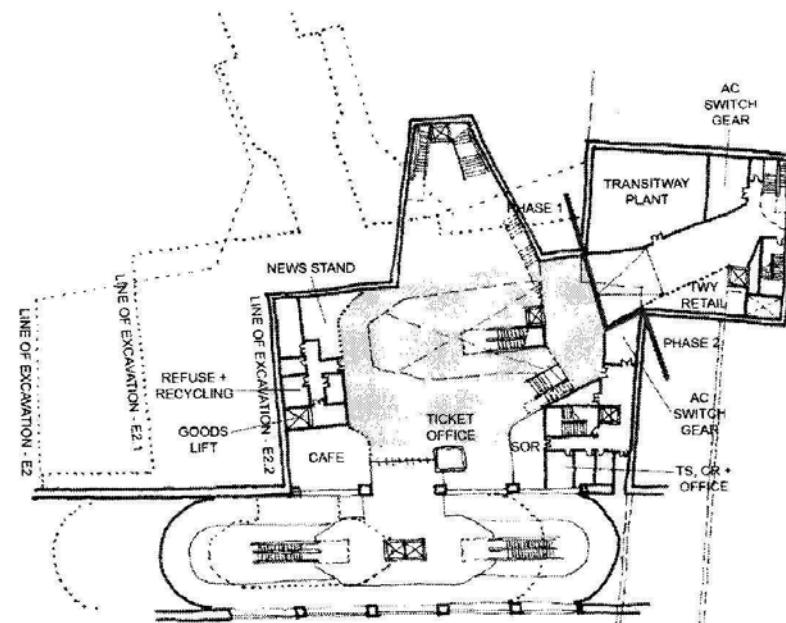
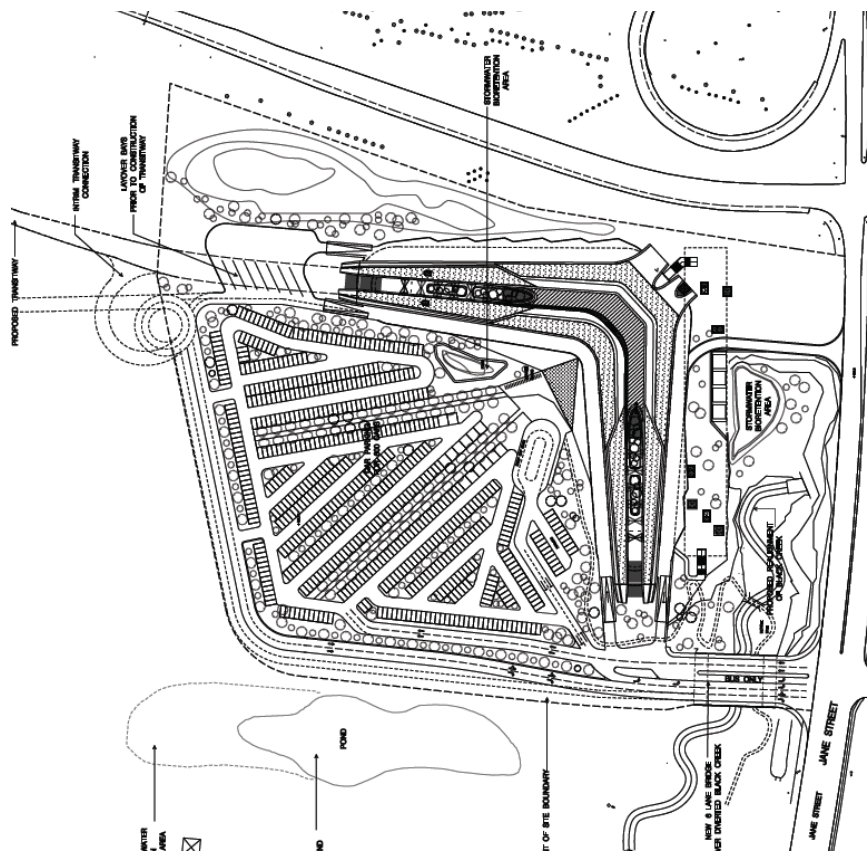


Spadina Subway – VCC Station



- PAID VERTICAL CIRCULATION
- PAID CIRCULATION
- UNPAID VERTICAL CIRCULATION
- UNPAID CIRCULATION
- BOH
- TV AND MECHANICAL
- ELECTRICAL

Spadina Subway – 407 Station



Spadina Subway – Steeles West Station

MOVING FORWARD



Option 1: Split Terminals – Edge of Block

NO LONGER BEING CONSIDERED



Option 4: Combined Terminals – Centre of Block

Yonge Subway

- All interim design activities remain on hold pending direction from Metrolinx
- Staff provided input to the Metrolinx Benefits Case Analysis for the Yonge Subway
- TTC has completed their Subway Rail Yards Needs Study – under review

Status of Active Procurement Contracts

Awarded to	Purpose	Contract Award	Spent to Date	Remaining Amount
York Consortium 2002	Yonge Subway Environmental Project Report	\$1,293,000	\$976,212	\$316,788
McCormick, Rankin Corporation	Yonge Subway Environmental Project Report	\$1,500,000	\$1,324,557	\$175,443
City of Toronto	York Share of Spadina Subway	\$351,400,000	\$3,399,588	\$348,000,442
City of Toronto	Spadina Subway Capacity buy-in	\$29,980,000	\$10,000,000	\$19,980,000
UPS	Reimbursement of costs to reinforce slab for subway	\$230,730	\$230,730	\$0
York Consortium 2002	Spadina Interim Work Program	\$300,000	\$299,127	\$873
York Consortium 2002	Transit Oriented Development	\$200,000	\$0	\$200,000
		\$384,903,730	\$16,230,214	\$368,673,546

Expenditures Year-to-Date in Relation to 2009 Capital Budget

Description	ETD - Current Period	2009 Budget
Yonge Subway	\$369,682	\$37,109,000
Spadina Subway - YR Expenses	\$5,790	\$1,000,000
Spadina Subway - Payments to TTC	\$3,399,588	\$69,344,000
Spadina Subway - Payments to Toronto	\$10,000,000	\$10,000,000
	\$13,775,060	\$117,453,000

- Year to date, YRRTC has expended \$13.775 million, or 6.8% higher than March 2009 activity, of a total \$117.5 million budget for subway-related activities

Financial Implications

- Offers of compensation must be made within 90 days of the registration of the expropriation plans and prior to taking possession
- Staff will report back to Council prior to making offers
- Funding for the TYSSE will come from the Government of Canada, Province of Ontario, City of Toronto and York Region
- Expenditures incurred by York Region will be remitted to the TTC for 100% reimbursement
- Toronto, as Banker, will subsequently invoice York Region for its 13.35% share of total project expenditures
- Land requirements were provided by TTC, which indicates TTC's approval of the land acquisition expenditure

RECOMMENDATIONS

1. Authority be granted to apply for approval to expropriate the following lands for the Toronto York Spadina Subway Extension (TYSSE) within the City of Vaughan, in The Regional Municipality of York: (*as defined in the report*)
2. The Commissioner of Corporate Services be authorized to serve and publish Notice of Application as required by the *Expropriations Act*.
3. The Commissioner of Corporate Services be authorized to forward to the Chief Inquiry Officer any requests for a Hearing of Necessity that may be received and conduct such Hearings as may proceed pursuant to the provisions of the *Expropriations Act*.

Cont'd

RECOMMENDATIONS (cont'd)

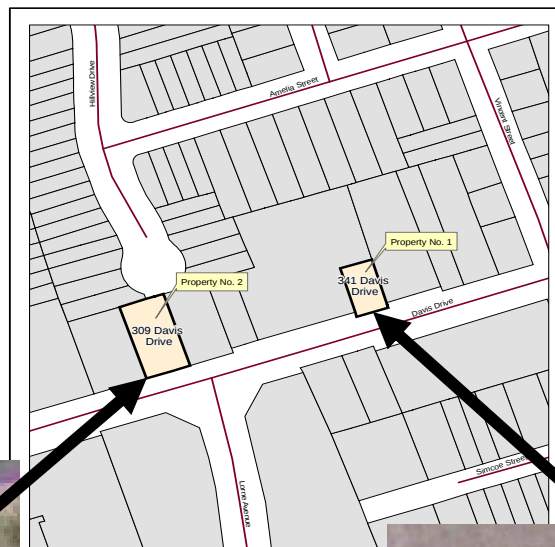
4. The Regional Council, as approving authority, approve of the expropriation of the lands described in Recommendation 1, provided there is no Hearing of Necessity and subject to confirmation of funding as set out in this report
5. If approval to expropriate the lands is given, the Manager, Realty Services, Property Services Branch be authorized to execute and serve any notices required by the *Expropriations Act*.
6. Authority be granted for the introduction of the necessary bills in Council to give effect to the foregoing.

- Davis Drive is an important corridor in the vivaNext bus rapid transit network and is scheduled for construction in the fall of 2009
- The property acquisition programme for Davis Drive (D1) has begun
 - 133 properties are impacted:
 - 19 full buy-out properties:
 - 14 have commercial zoning
 - 5 are zoned residential (2 are subject of this report)
- Ontario has committed \$1.4 billion for vivaNext
- Environmental Assessment for North Yonge has been approved

Davis Drive Land Acquisition

309 Davis Drive

- Property 2



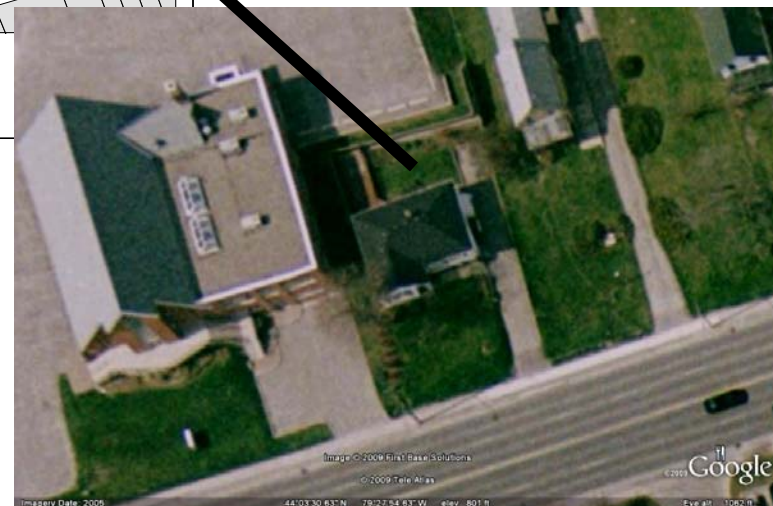
Location Plan



Property Services

341 Davis Drive

- Property 1



Financial Implications

- The total compensation for these properties is \$920,000
- Region will pay legal fees and other costs incurred by the Vendors as stated in the agreements
- Total budget of \$42.4 million was identified for property acquisition along the Davis Drive corridor
- Of this total, \$1.3 million can be funded through Move Ontario 2020 Quick Wins
- Any amount in excess of the \$1.3 million is expected to be funded from the \$1.4 billion Provincial announcement
- Staff are working with Metrolinx to confirm eligible expenditures to be funded from the \$1.4 billion

RECOMMENDATION

1. The following agreements be accepted and the Commissioner of Corporate Services be authorized to complete these transactions in accordance with the terms of the agreements and Regional practices for acquisition of property.