

Item 24 of General Issues Committee Final Operating Budget Report 17-002, as approved by Council on April 12, 2017:

24. DARTS (PW17019) (City Wide) (Item 8.2)

- (a) That subject to subsections (b) and (c), the Master Operational Agreement ("MOA") between the City of Hamilton ("City") and Disabled and Aged Regional Transit System ("DARTS") be extended from July 1, 2017 to June 30, 2020;
- (b) That the Public Works Department 2017 Operating budget be:
 - (i) increased by \$235,000 to be funded from the tax levy to match the final DARTS budget submission;
 - (ii) that one time funding be provided from ATS reserve account #110023 in an amount not to exceed \$1,000,000 to cover the forecast negative variance in the DARTS 2017 operating budget relating to the transition to a different fleet mix of vehicles necessary to achieve operational savings as directed by Council Report PW16015;
- (c) That the Memorandum of Agreement (MOA) be amended to reflect the following:
 - (i) updated service standards and performance metrics, as outlined in Report PW17019;
 - (ii) DARTS, instead of the City, will be fully responsible for the acquisition of all new vehicles, equipment and capital assets, including the maintenance for same;
 - (iii) an annual value for money audit will be performed by the City's Audit Services Division for each 18 months of the extension;
 - (iv) DARTS will provide the City, by no later than November 30th of each year, DARTS' projected year-end budget forecast;
 - (v) DARTS will provide the City, by no later than January 10th of each year, DARTS' preliminary budget for the calendar year;
 - (vi) DARTS will be required to attend as a delegation, on a quarterly basis and more often, if requested, at the sole discretion of the City, at an Accessible Transportation Services (ATS) Review Sub-Committee meeting to provide a comprehensive presentation to the Sub-Committee on DARTS' operational and financial performance

during the previous quarter with respect to DARTS' obligations under the Memorandum of Agreement, and answer in good faith all questions asked by members of the Sub-Committee;

- (vii) DARTS will also be required to attend as a delegation at a special ATS Review Sub-Committee meeting to be held when any of the following events have occurred:

1. DARTS being 10% above the budget for any given month under the MOA;
2. DARTS being 15% over/under on the required number trips for any given month;
3. DARTS' Commercial Vehicle Operator's Registration (CVOR) rating reaches 60 or greater;
4. Any material impact on DARTS performance under the MOA;

and to provide a comprehensive presentation on the reasons for the event(s) having occurred, the steps taken to correct the situation and the steps to be taken to prevent a future similar event from occurring, and to answer in good faith all questions asked by members of the Sub-Committee;

- (viii) DARTS will be required to attend any other Committee or Council meeting, where requested by the City, and to answer in good faith all questions asked by members of Committee or Council;
- (ix) the representative of DARTS that is to attend at all meetings described in clauses (vi), (vii) and (viii) be the Executive Director of DARTS, unless a substitution is approved by the City in advance of the meeting;
- (x) such other terms and conditions, as are necessary, in the opinion of the General Manager of Public Works for the proper implementation of the services to be provided under the MOA, and associated costs, until June 30, 2020.