

# Governance Board Bylaw Review

## Recommendation:

That Administration prepare amendments to Bylaw 15659 as outlined in Attachment 1 of the February 4, 2014, Transportation Services report CR\_894 for further consideration by the Board.

## Report Summary

**A review of the LRT Governance Board Bylaw suggests that some revisions would clarify the mandate, role and authority of the Board with respect to the LRT Project.**

## Previous Council/Committee Action

At the November 26, 2013, LRT Governance Board meeting, the following motion was passed:

That Administration, as part of the required review of the LRT Governance Board Bylaw, review the provisions of the bylaw including an evaluation of the mandate and composition of the Board and suggest recommendations as to any amendments that may be required or whether the bylaw should be renewed with no amendments at the February 4, 2014 LRT Governance Board meeting.

## Report

### Board Activities

Since the first LRT Governance Board meeting on December 18, 2012, the Board has held 9 meetings, considered 18 verbal reports and 23 written reports. Of the reports considered, 25 were discussed in public and 16 were in private. Although most reports were received for information, the Board has provided approval for:

- Awarding contracts for P3 Advisory Services (most were within City Manager's authority) - February 5, 2013
- Fairness Monitor Agreement – October 8, 2013
- Procurement Approval Sequence - November 26, 2013

### LRT Project Status

Consideration of any changes to the mandate of the Board must consider the status of the LRT Project. Since the LRT Governance Board Bylaw was passed on February 29, 2012, Council has approved the following items regarding the LRT Project:

- Funding Plan – May 2012

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- P3 Delivery method – May 2012
- P3 Commercial Structure – August 2012

Administration is currently developing the procurement documents and the P3 Project Agreement for the LRT Project so that the procurement can be initiated once funding is confirmed.

### *Recommended Amendments to Bylaw*

Attachment 1 outlines descriptions of proposed amendments to the Bylaw which would address the following issues:

1. Project Description
2. Mandate and Duties
3. Board Composition
4. Board Reporting to Council
5. Board Authority
6. Policies and Directives
7. Simplified Procedures
8. Finance and Administration

### **Corporate Outcomes**

Review of the mandate and composition of Council's Committees helps to create a well managed City.

### **Legal Implications**

Unless the Bylaw is revised to clarify the Board's authority and mandate with respect to approvals relating to the procurement, there will be uncertainty as to whether Council or Standing Committee approval may be required.

### **Justification of Recommendation**

Revisions to the LRT Governance Board Bylaw would clarify the mandate and authority of the Board and the reporting requirements for Council.

### **Attachment**

1. Proposed Amendments to the LRT Governance Board Bylaw

### **Others Reviewing this Report**

K. Rozmahel, General Manager, Corporate Services

L. Rosen, Chief Financial Officer and Treasurer, Financial Services and Utilities