



Public Vehicle Advisory Committee

Date

2019/12/03

Time

10:00 AM

Location

Civic Centre, Council Chamber,
300 City Centre Drive, Mississauga, Ontario, L5B 3C1

Members

Ron Starr	Councillor - Ward 6 (Chair)
John Kovac	Councillor - Ward 4 (Vice-Chair)
Al Cormier	Citizen Member
Vikesh Kohli	Citizen Member
Michael Ogilvie	Citizen Member
Tarlochan Saggu	Appointed Industry Member – Limousine Brokerages
Mark Sexsmith	Citizen Member – Taxi Industry Representative
Baljit Singh Pandori	Appointed Industry Member – Taxi Brokerages
Harsimar Singh Sethi	Citizen Member – Taxi Drivers Representative
Ashwani Tangri	Citizen Member
(Vacant)	Citizen Member – Taxi Owner Representative

Contact

Megan Piercey Legislative Coordinator, Legislative Services
905-615-3200 ext. 4915
megan.piercey@mississauga.ca

Find it online

<http://www.mississauga.ca/portal/cityhall/publicvehicleadvisory>

1. **CALL TO ORDER**

2. **APPROVAL OF AGENDA**

3. **DECLARATION OF CONFLICT OF INTEREST**

4. **MINUTES OF PREVIOUS MEETING**

4.1. Public Vehicle Advisory Committee Minutes – September 17, 2019

5. **DEPUTATIONS**

5.1. Michael Foley, Manager, Mobile Licensing Enforcement to provide a presentation with respect to the Accessible On-Demand Vehicle for Hire Project

6. **PUBLIC QUESTION PERIOD** - 15 Minute Limit (5 Minutes per Speaker)

Pursuant to Section 42 of the Council Procedure By-law 0139-2013, as amended the Public Vehicle Advisory Committee may grant permission to a member of the public to ask a question of the Committee with the following provisions:

1. The question must pertain to a specific item on the current agenda and the speaker will state which item the question is related.
2. A person asking a question shall limit any background explanation to two (2) statements, followed by the question.
3. The total speaking time shall be five (5) minutes maximum per speaker.

7. **MATTERS TO BE CONSIDERED**

7.1. Line-by-Line Review of the Public Vehicle Licensing By-law 420-04, as amended: Fare Models, Fender Numbers and Priority List (Verbal Update)

7.2. TNC Verbal Update

7.3. 2018-2022 Public Vehicle Advisory Committee Work Plan (For review/approval)

8. **INFORMATION ITEMS**

8.1. 2020 Public Vehicle Advisory Committee Meeting Schedule

8.2. Email dated October 23, 2019 from Mark Sexsmith, Citizen Member in regards to Taxicab Accessible Servicing

9. **OTHER BUSINESS**

10. **DATE OF NEXT MEETING** – February 18, 2020 – 10:00 AM, Civic Centre, Council Chambers, Second Floor.

11. **ADJOURNMENT**

City of Mississauga
Minutes



Public Vehicle Advisory Committee

Date

2019/09/17

Time

10:02 AM

Location

Civic Centre, Council Chamber,
300 City Centre Drive, Mississauga, Ontario, L5B 3C1

Members Present

Councillor Ron Starr, Ward 6 (Chair)
Councillor John Kovac, Ward 4 (Vice-Chair)
Al Cormier (Citizen Member)
Vikesh Kohli (Citizen Member)
Michael Ogilvie (Citizen Member)
Mark Sexsmith (Taxi Industry Representative)
Harsimar Singh Sethi (Taxi Driver Representative)

Members Absent

Tarlochan Saggu (Limousine Brokerages)
Baljit Singh Pandori (Taxicab Brokerages)
Ashwani Tangri (Citizen Member)

Staff Present

Samuel Rogers, Director, Enforcement
Michael Foley, Manager, Mobile Licensing Enforcement
Alexandra Schwenger, Policy Analyst, Enforcement
Megan Piercey, Legislative Coordinator, Legislative Services

Find it online

<http://www.mississauga.ca/portal/cityhall/publicvehicleadvisory>

1. **CALL TO ORDER** – 10:02 AM

2. **APPROVAL OF AGENDA**

Approved (H. S. Sethi)

3. **DECLARATION OF CONFLICT OF INTEREST** - Nil

4. **MINUTES OF PREVIOUS MEETING**

4.1. **Public Vehicle Advisory Committee Minutes – July 15, 2019**

Approved (A. Cormier)

5. **DEPUTATIONS**

5.1 **Harimohan Sharma, Taxi Industry, regarding protocols for ride sharing companies**

Mr. Sharma did not attend the Public Vehicle Advisory Committee to give his presentation. At this time the Committee moved on to the next item on the agenda.

5.2 **Michael Foley, Manager, Mobile Licensing Enforcement regarding Accessible on Demand Services**

Mr. Foley provided a summary of Phase 3 of the On Demand Accessible Vehicle for Hire Project. Mr. Foley presented the committee with 2 options to provide accessible on demand vehicle for hire services.

Options:

1. Require all licenced owners to provide a level of accessible service equivalent to their participation in the vehicle for hire industry.
2. Require brokerages and TNCs to provide a minimum level of accessible on demand service based on size of the licensee.

Committee Members had concerns with making a recommendation without further consultation with vehicle for hire stakeholders outside of the Public Vehicle Advisory Committee. Committee Members noted receipt of the presentation and advised staff to consult with the public to receive more feedback on the options given.

RECOMMENDATION

PVAC- 0020-2019

That the deputation from Michael Foley, Manager, Mobile Licensing Enforcement regarding Phase 3 of the On Demand Accessible Vehicle for Hire Project, be received for information.

Approved (M. Ogilvie)

Recommendation PVAC-0020-2019

6. PUBLIC QUESTION PERIOD

A Toronto Resident, enquired about Uber's insurance. Michael Foley, Manager, Mobile Licensing Enforcement advised that Uber passengers are covered by the insurance of the TNC when passengers are in the vehicle and that there are no uninsured passengers.

7. MATTERS CONSIDERED**7.1. Line-by-Line Review of the Public Vehicle Licensing By-law 420-04, as amended.**

At this time Committee Members and staff continued the Line-by-Line review of the Public Vehicle Licensing By-law 420-04, as amended and the following sections were repealed: 11(10)(11)(14)(17)(18)(19)(20), 12(1)(2)(3)(8) and 14. The Committee also agreed to amend section 11(16). Committee members decided to stop reviewing the by-law at this time and directed staff to incorporate comments from the Public Vehicle Advisory Committee (PVAC) regarding the Line-By-Line Review into a report to General Committee, with the current status of the amendments. Committee Members agreed to finish the Line-by-Line Review at the next PVAC meeting.

RECOMMENDATION

PVAC-0021-2019

1. That the Line-by-Line Review of the Public Vehicle Licensing By-law 420-04, as amended, be received;
2. That staff incorporate comments from PVAC regarding the Line-By-Line Review into a report to General Committee, with the current status of the amendments.
3. That the Public Vehicle Advisory Committee (PVAC) finishes the Line-by-Line Review at their next meeting.

Approved (Councillor Kovac)

Recommendation PVAC-0021-2019

7.2. 2014-2018 Public Vehicle Advisory Committee Work Plan (For Review/Approval)

No discussion took place regarding this item. Committee Members noted approval.

RECOMMENDATION

PVAC-0022-2019

That the Public Vehicle Advisory Committee Work Plan be approved.

Approved (V. Kohli)

Recommendation PVAC-0022-2019

7.3 Draft Public Vehicle Advisory Committee Terms of Reference (For review/approval)

No discussion took place regarding this item. Committee Members noted approval.

RECOMMENDATION

PVAC-0023-2019

That the Draft Public Vehicle Advisory Committee Terms of Reference be approved.

Approved (V. Kohli)

Recommendation PVAC-0023-2019

8. INFORMATION ITEMS - Nil

9. OTHER BUSINESS

Committee Members discussed the removal of the taxi stand at the upper level of Square One. Harsimar S. Sethi, Citizen Member noted that Square One does not allow taxi drivers to wait at the upper level anymore and that taxi drivers would now be ticketed for doing so. Councillor Kovac advised that he would contact Square One regarding clarification on the situation.

10. DATE OF NEXT MEETING - Tuesday, December 3, 2019 – 10:00 AM, Civic Centre, Council Chambers, Second Floor.

11. ADJOURNMENT – 11:32 AM (M. Sexsmith)

Public Vehicle Advisory Committee Work Plan

Issue	Action	Scope	Target Date
Line-by-Line Review of the Public Vehicle Licensing By-law	Item for Discussion	<ul style="list-style-type: none"> • 65 total line items • To reach a consensus on each line item • Level the playing field through deregulation 	On-going
TNC Update	Item for Discussion	<ul style="list-style-type: none"> • Regulatory and operational updates 	On-going
On Demand Accessible Vehicle-for-Hire Service	Staff Report	<ul style="list-style-type: none"> • Dependant on a TNC resolution • Development of options 	2019 Quarter 3 / Quarter 4
Mobile Licensing Enforcement Practices	Item for Discussion	<ul style="list-style-type: none"> • Verbal Report • Dependant on the Line-by-Line Review of the Public Vehicle Licensing By-law 	2019 Quarter 4
Public Vehicle By-law Review	Staff Report	<ul style="list-style-type: none"> • Follow up report 	2020

City of Mississauga



Memorandum

Date: 2019/11/06

To: Chair and Members of the Public Vehicle Advisory Committee

From: Megan Piercey, Legislative Coordinator

Date: 2019/12/03

Subject: 2020 Public Vehicle Advisory Committee Meeting Schedule

The 2020 meeting dates for the Public Vehicle Advisory Committee (PVAC) have been scheduled as follows:

Tuesday, February 18, 2020
Tuesday, April 21, 2020
Tuesday, June 16, 2020
Tuesday, September 15, 2020
Tuesday, November 17, 2020

Unless otherwise advised, all meetings will be held at 10:00 AM at the Mississauga Civic Centre in the Council Chamber – 300 City Centre Drive, Mississauga L5B 3C1.

Meetings may be cancelled at the call of the Chair due to insufficient agenda items or lack of quorum.

Please kindly contact the Legislative Coordinator in advance of the meeting if you will be absent or late so that quorum issues can be anticipated and dealt with accordingly.

Megan Piercey
Legislative Coordinator
Legislative Services, Office of the City Clerk
300 City Centre Drive, Mississauga, ON L5B 3C1
(905) 615-3200 ext. 4915
megan.piercey@mississauga.ca

From: [MARK SEXSMITH](#)
To: [Megan Piercey](#)
Subject: Fw: Attached Image
Date: 2019/10/23 12:22:51 PM
Attachments: [1990_001.pdf](#)

Hi Megan: Please include just the attached portion of my previous email on the next agenda. Sorry for the confusion.

Thanks

Mark Sexsmith

----- Forwarded Message -----

From: All star taxi [REDACTED]
To: Mark Sexsmith [REDACTED]
Sent: Wednesday, October 23, 2019, 12:20:28 p.m. EDT
Subject: Attached Image

Taxicab Accessible Servicing

From: Gerry Manley [REDACTED]
To: ministerseniorsaccessibility@ontario.ca
Cc: councillor_ainslie@toronto.ca; Councillor_Karygiannis@toronto.ca; councillor_filion@toronto.ca; councillor_matlow@toronto.ca; councillor_holyday@toronto.ca; councillor_nunziata@toronto.ca; Carleton.Grant@toronto.ca; Fiona.Chapman@toronto.ca; marcia.stoltz@toronto.ca
Date: Monday, October 21, 2019, 02:07 p.m. EDT

The Hon. Raymond Cho,

Although the Province of Ontario has given municipalities a wide berth when it comes to implementing Duties of Municipalities, accessible taxicabs, as contained in the Accessibility for Ontarians with Disabilities Act, 2005 ("AODA") Regulation 191/11 Section 79, does this wide berth include violating statute or the purpose behind supplying this service, which in essence is a public transportation initiative to supply public transportation to the taxpaying disabled community, which in the City of Toronto ("City") has been expanded to include the cognitively impaired community as well?

I would like to refer you to the 1st attachment dated May 4, 2018, which was a letter I received from Outreach Campaign, Accessibility Directorate of Ontario ("ADO"). Note in paragraph #3 of the correspondence it states, " While municipalities are required to determine the proportion of on-demand accessible taxicabs required in the community to meet the needs of people with disabilities, the Standards do not include service requirements for taxicab providers. Taxicab companies are not compelled to enter into agreement to provide specialized transit services and the decision to do so, is wholly up to the individual organization".

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Next I would like to refer you to the 2nd attachment dated September 17, 2018, which was an email I received from Outreach Campaign ("MSAA") Accessibility Ontario. Note in the bottom part of the run-on email, which was the response to my enquiry on accessible taxicab service, in paragraph #2 it states "In the Transportation Standards under the Act, requirements for taxicabs are placed on municipalities, as opposed to the individual owners/operators. As a result, individual owners/operators are not accountable under the Act."

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I bring this to your attention, because the City and numerous other municipalities have left the entire financial responsibility of providing this service on the shoulders of individual taxicab owners/operators and operators through a municipal licensing scheme, which is in direct violation of what the requirements for accessible taxicab transportation is supposed to include.

In addition, I draw to your attention, the AODA Regulation 191/11, Section 79 (1) and point out that the City never held public meetings with the taxicab industry to determine the proportionality of accessible taxicabs required in the community and issued over eight times more licences to provide the on-demand service then were required and again put the entire financial responsibility to provide and maintain this service on the shoulders of the taxicab owners/operators, when in fact, it is the City's responsibility, not the taxicab industry.

I now would like to refer you to the 3rd attachment dated October 16, 2019. This letter outlines a program adopted by City Council at their Council Meetings held July 16, 17 and 18, 2019 while reviewing the Toronto Municipal Code Chapter 546, Licensing of vehicles-for-Hire. You will note the City, to address their over issuance of on-demand accessible taxicab licences, which came about because of a violation on the AODA Regulation 191/11 section 79(1), now want members regulated under Chapter 546 that do not provide specialized City-licensed wheelchair accessible transportation, to supplement the specialized City-licensed accessible taxicabs that do. This is outrageous to request, never mind to illegally mandate through a municipal by-law. Although this has been adopted by City Council, it does not come into effect until January 1, 2020.

This Requires Your Ministry's Immediate Attention:

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The Province of Ontario has mandated through statute that accessible taxicab servicing is required to meet the needs of persons with disabilities and all "involved statutes and regulations have made it crystal clear" that the responsibility to provide and maintain public accessible taxicab servicing financially and in every other way "Is NOT the responsibility of individual taxicab owner/operators or taxicab companies, it is the responsibility of the municipalities to provide." The City and several other Ontario municipalities are in violation of those statutes and regulations and have put the entire responsibility including financial, in the area of accessible taxicab servicing on the shoulder of the taxicab industry membership.

The taxicab industry accepts the fact there must be accessible taxicab servicing, but does not accept the fact it is their responsibility to "provide it", but accepts the fact that it "must be done through their industry." Your Ministry must ensure that the disabled community receives this accessible taxicab service, but it is just as important that you ensure it is provided by the municipalities, not the owners/operators/companies of the taxicab industry, as mandated in statutes and regulations, which presently is not being adhered to.

The entire Ontario taxicab industry feels it is incumbent on your Ministry to intervene and correct this egregious violation of provincial statute and regulations, that municipalities are illegally forcing on their taxicab industries and must be addressed immediately before it is extrapolated by Ontario municipalities. I am requesting a response to this email at your earliest convenience in lieu of what the City is about to adopt regarding an Accessibility Reserve Fund on January 1, 2020.

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Gerry Manley

