



REPORT FOR ACTION WITH CONFIDENTIAL ATTACHMENT

Proposed Sale of 20 Castlefield Avenue and 565 Duplex Avenue, Yonge-Eglinton Area - Update

Date: December 18, 2019

To: General Government and Licensing Committee

From: Executive Director, Corporate Real Estate Management and City Solicitor

Wards: Ward 8 - Eglinton-Lawrence

REASON FOR CONFIDENTIAL INFORMATION

The attachment to this report pertains to potential litigation against the City of Toronto and contains advice that is subject to solicitor-client privilege.

SUMMARY

Toronto Parking Authority ("TPA") executed a conditional agreement to sell the lands municipally known as 20 Castlefield Avenue and 565 Duplex Avenue (the "City Lands") to 2500 Yonge Street Limited (the "Purchaser"). A location map of the City Lands is in Attachment A. As directed by City Council, staff have advised the Purchaser that City Council does not approve the Agreement of Purchase and Sale.

Confidential Attachment 1 contains information relating to steps taken pursuant to confidential instructions and potential next steps and legal advice from the City Solicitor relating to potential litigation.

RECOMMENDATIONS

The Executive Director, Corporate Real Estate Management and the City Solicitor recommend that:

1. City Council adopt the confidential instructions to staff in Confidential Attachment 1.
2. City Council direct that the confidential instructions in Confidential Attachment 1 remain confidential at the discretion of the City Solicitor and that the balance of

Confidential Attachment 1 remain confidential in its entirety, as it pertains to potential litigation against the City of Toronto and contains advice that is subject to solicitor-client privilege.

FINANCIAL IMPACT

The financial implications are discussed in Confidential Attachment 1.

The Chief Financial Officer and Treasurer has reviewed this report and agrees with the financial impact information.

DECISION HISTORY

On June 26, 27, 28 and 29, 2018, City Council adopted Item CC43.20 "Proposed Sale of 20 Castlefield Avenue and 565 Duplex Avenue, Yonge-Eglinton Area" with amendments, and issued confidential instructions to staff regarding the proposed sale of the City Lands.

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2018.CC43.20>

COMMENTS

The City Lands are located immediately west of Yonge Street, five (5) blocks north of Eglinton Avenue. The City Lands are owned by the City and have not been declared surplus under the City's disposal process. At present, an above ground parking lot is operated by the TPA at this location. A map showing the location of the City Lands is provided in Attachment A.

At the June 26, 27, 28, and 29, 2018 meeting, City Council directed that notice be given to the Purchaser that the City of Toronto did not approve the conditional agreement of the purchase and sale between the TPA and the Purchaser and provided confidential instructions to staff. Notice has been given in accordance with the direction of City Council and staff have followed through with implementing the confidential instructions to them. A report of the actions taken by staff, and related recommendations are provided in the Confidential Attachment A.

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SIGNATURE

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City Solicitor

ATTACHMENTS

Attachment A - Location Map
Confidential Attachment 1 - Confidential Instructions to Staff
Confidential Attachment 1 - Confidential Appendices 1, 2, and 3

Attachment A - Location Map

