TORONTO

MM23.12

MOTION WITHOUT NOTICE

Bill Hancox Proposed Temporary Gravel Parking Lot

Moved by: **Councillor Moeser**

Seconded by: **Councillor De Baeremaeker**

SUMMARY:

The purpose of this Motion is to request Council's authority to enter into a Lease Agreement at a nominal sum ($1.00/year) with the Toronto District School Board (the "Board") for the use of a proposed temporary gravel parking lot adjacent to Bill Hancox Park in Ward 44 Scarborough East, for a term of ten (10) years plus one option only to extend the term for a further five (5) year term. As the Board will consider this matter later this month, Council authorization at this meeting is required.

The City wishes the Board to build, at the City's expense, a temporary gravel parking lot (the "parking lot"), on lands owned by the Board for use by the public free of charge.

The City shall provide the Board with a Scope of Work to construct the temporary gravel parking lot on the lands. The Board has agreed to construct the temporary gravel parking lot in accordance with the Scope of Work, including all additions and alterations that are agreed to by the City and the Board.

The City acknowledges that the Board has entered into a collective agreement with the Maintenance and Construction Skilled Trades Council (the "Council") that requires that all construction and maintenance work on the temporary gravel parking lot to be performed by members of the Council or by contractors who have entered into an Agreement with the Council. The City agrees that it will not do anything on the temporary gravel parking lot which would cause a breach of the Collective Agreement including amendments, extensions and/or replacements.

The City agrees to pay for all costs associated with construction of the temporary gravel parking lot including all reasonable costs and expenses including, but not limited to, all costs of construction, site preparation, equipment, labour and all applicable taxes. Funding required for this project is available under the parks project for this site. The City agrees to prepare a construction budget for the Board, prior to any work being undertaken, which budget shall be subject to the prior written approval of the Board which shall not be unreasonably withheld or delayed.

The Board shall be responsible for the snow ploughing and maintenance of the temporary gravel parking lot.

RECOMMENDATION:

1. City Council authorize the City Solicitor, in consultation with the General Manager of Parks, Forestry and Recreation, to negotiate and enter into Lease Agreement at a nominal sum ($1.00/year) with the Toronto District School Board (the "Board") for the use of a proposed temporary gravel parking lot adjacent to Bill Hancox Park in Ward 44 Scarborough East, for a term of ten (10) years plus one option only to extend the term for a further five (5) year term.

July 15, 2008

According to Chapter 27, Council Procedures:

Requires two-thirds to waive notice	(v)
Fiscal Impact Statement provided	
Should have Fiscal Impact Statement prior to debate Requires two-thirds to waive requirement if Council wishes to debate	*
Should be referred to Government Management Committee	(v)
City Clerk, in consultation with the Chair, agrees that the Motion Recommendations are **Urgent**	(v)

* Deputy City Manager and Chief Financial Officer to advise.