

April 5, 2011

To: Executive Committee

From: Budget Committee

Subject: Application of Section 37 Benefits to Existing Capital Budget Priorities (Issues Arising from Items BU10.2 and SC4.28)

Recommendations:

The Budget Committee recommends to the Executive Committee that:

- 1. City Council reaffirm that the establishment of any new capital project occur within the City's annual capital budgeting process.**
- 2. City Council request the Deputy City Manager and Chief Financial Officer and the Chief Planner, together with the City Solicitor, to report back to the Budget Committee on principles, roles and an approval process that secures maximum Section 37 community benefits and on the application of these benefits to existing capital budget priorities.**

Background:

The Budget Committee on April 5, 2010, considered:

- a. a letter (February 18, 2011) from the Scarborough Community Council, entitled "Proposed Reallocation of Section 37 Funds (Re: Item SC4.28)", referring to the Budget Committee the letter (February 15, 2011) from Councillor Glenn De Baeremaeker, requesting that the City Solicitor, in consultation with other City Staff as appropriate, report on the merits of the proposed reallocation of Section 37 funds;
- b. a report (March 29, 2011) from the City Solicitor, entitled "Proposed Reallocation of Section 37 Funds Equinox Condominium Pedestrian Bridge Connection to Scarborough RT Station", recommending that the Budget Committee receive the report for information and refer this matter to the April 21, 2011 meeting of the Scarborough Community Council; and
- c. a letter (March 31, 2011) from the Chief General Manager, Toronto Transit Commission, entitled "Proposed Reallocation of Section 37 Funds – Ward 38".

The Budget Committee recommendations to the Executive Committee are set out above.

The Budget Committee also:

1. Recommended to the Scarborough Community Council that the proposed reallocation of Section 37 funds be denied.
2. Received the report (March 29, 2011) from the City Solicitor for information, and referred the letter (February 15, 2011) from Councillor De Baeremaeker to the April 21, 2011 meeting of the Scarborough Community Council.

for City Clerk

Merle MacDonald/jsc

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Background Information

(February 18, 2011) Letter from Scarborough Community Council Item SC4.28 on the Proposed Reallocation of Section 37 Funds, Ward 38

<http://www.toronto.ca/legdocs/mmis/2011/bu/bgrd/backgroundfile-36552.pdf>

(February 15, 2011) Letter from Councillor Glenn De Baeremaeker on the Proposed Reallocation of Section 37 Funds

<http://www.toronto.ca/legdocs/mmis/2011/bu/bgrd/backgroundfile-36553.pdf>

(March 29, 2011) Report from the City Solicitor - Proposed Reallocation of Section 37 Funds Equinox Condominium Pedestrian Bridge Connection to Scarborough RT Station

<http://www.toronto.ca/legdocs/mmis/2011/bu/bgrd/backgroundfile-36932.pdf>

(March 31, 2011) Letter from the Chief General Manager, Toronto Transit Commission on the Proposed Reallocation of Section 37 Funds - Ward 38

<http://www.toronto.ca/legdocs/mmis/2011/bu/bgrd/backgroundfile-37003.pdf>