

City Council

Notice of Motion

MM41.9	ACTION			Ward:27
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Authorization to Release Section 37 and 45(9) Funds to the Toronto District School Board towards Additional Streetscape Improvements at Church Street Public School - by Councillor Kristyn Wong-Tam, seconded by Councillor Janet Davis

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Executive Committee. A two-thirds vote is required to waive referral.*

Recommendations

Councillor Kristyn Wong-Tam, seconded by Councillor Janet Davis, recommends that:

1. City Council increase the Approved 2018 Operating Budget for Non-Program by \$312,057.12 gross, \$0 net (Cost Centre: NP2161) on a one time basis for the purpose of capital improvements by the Toronto District School Board in 2018/2019 for streetscape improvements, including the fabrication and installation of an improved fence along the all sides of Church Street Junior Public School lands located at 83 Alexander Street, including Church Street, Alexander Street, Mutual Street, and Wood Street, fully funded from the following developments:
 - a. 365 - 375 Church Street secured for a range of community benefits including local streetscape improvements and local park improvements in consultation with the Ward Councillor and local stakeholders in the amount of \$172,201.05 (Source Account: XR3028-4500158); and
 - b. 355 Church Street secured for local street and/or park improvements in the immediate area of the lot in the amount of \$139,856.07 (Source Account: XR3026-3700687).
2. City Council authorize the execution of a Community Access Agreement with the Toronto District School Board for the capital improvements at Church Street Junior Public School for a term of twenty years, and otherwise on terms and conditions satisfactory to the City Solicitor.
3. City Council request City staff from the Management Services Branch of Parks, Forestry and Recreation to participate in the preparation of the Community Access Agreement and request the City Solicitor to draw up the Agreement, in consultation with the Ward Councillor, Community Planning staff and Transportation Services staff.

4. City Council direct that the funds be forwarded to the Toronto District School Board once the Toronto District School Board has signed the Community Access Agreement with the City, governing the purpose of the funds, the financial reporting requirements, and addressing community access to the improved facilities, drawn up in consultation with the Ward Councillor.

Summary

83 Alexander Street, the Church Street Public School, is a significant green space and children's education facility. The Toronto District School is investing in ongoing capital investments on the site and additional Section 37 funds were allocated to enhance this work with a decorative fence feature for the south-west edge of the property in 2017. As work at the site has continued, additional opportunities to improve site safety, security, and the state of good repair have been identified. In particular, there is an opportunity to enhance the public realm and improve the school grounds by investing in a higher standard of fencing around the remainder of the property.

Council approved Implementation Guidelines for Section 37 provide state that:

"Cash contributions toward the capital improvement of school board playgrounds are eligible S.37 community benefits where the playground serves as a local park, where the public will continue to have reasonable access for the foreseeable future, and where there is no local City-owned parkland performing a similar function in the same community that could otherwise benefit from the cash contribution."

Capital improvements to the Church Street Public School's street edge space would comply with the Section 37 agreement and the City Council approved Guidelines.

Prior to receiving the funds, the Toronto District School Board will be required to sign a Community Access Agreement which will contain provisions governing the purpose of the funds, the financial reporting requirements, and access to the playground at the school. The Community Access Agreement will be executed between the City and the Toronto District School Board, drawn up in consultation with the local Councillor.

Background Information (City Council)

Member Motion MM41.9