

**From:** [Eileen Denny](#)  
**To:** [councilmeeting](#)  
**Subject:** MM23.14: Accepting an In-Kind Donation from Wanless Tennis Club  
**Date:** July 29, 2020 1:37:46 PM

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To: Mayor John Tory and  
25 Member City Council  
Toronto City Hall,  
100 Queen Street, M5H 2N2

c/o Ms. Marilyn Toft, Council Secretariat  
[councilmeeting@toronto.ca](mailto:councilmeeting@toronto.ca)

SENT VIA EMAIL

MM23.14 Accepting an In-Kind Donation for a Lighting Replacement Project at Wanless Park  
City Council Meeting No. 23 via Video Conference – July 28, 29, 2020  
Held during the COVID-19 Emergency Measures, as modified by Stage 2

I write during the Covid-19 Emergency Measures, as modified by Stage 2 measures, to request Council not to waive the 2/3rds vote on this matter and to have the Motion (this motion is moved by Cllr Robinson and seconded by Cllr Crawford) referred back to standing committee for further examination and review.

The reasons for the request are:

In Recommendation No. 1 it makes a reference that the in-kind donation for the lighting replacement project complies with the "City's Policy on Donations for Community Benefits",

- Yet, I have not been able to find the current authority for this Policy. I was able to locate DonateTO, where I discovered the for link for "Donate to the Historic Red Oak", however the authority supporting this City Website is not linked to a council decision and the accounting related links are not reachable or generate a 404 error.
- In seeking further information electronically the "City's Policy on Donations for Community Benefits" led to some very old reports without corresponding council authorities.
- Another unusual element to this donation is the request to have Council authorize the General Manager of Parks, Forestry and Recreation to execute a donor agreement to the satisfaction of the City solicitor. This may be expediate but it bypasses the administrative requirements of the Policy as authorized by Council, otherwise Council is without power to direct the GM to make such an agreement.

Referring the matter back to the appropriate standing committee will allow time to examine the programme and to determine its appropriateness from a broader City perspective and to locate where the authorities and accounting requirements that support the policy and from there to then examine whether this donation/arrangement complies.

Respectfully submitted,  
Eileen Denny

Attached below is an extract of the agenda item MM23.14

EXTRACT FROM CITY COUNCIL AGENDA

Tracking Status

This item will be considered by [City Council](#) on July 28, 2020.

**City Council consideration on July 28, 2020**

**Notice of Motion**

MM23.14	ACTION			Ward: 15
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**Accepting an In-Kind Donation from Wanless Tennis Club for a Lighting Replacement Project at Wanless Park - by Councillor Jaye Robinson, seconded by Councillor Gary Crawford**

*\* Notice of this Motion has been given.  
\* This Motion is subject to referral to the Economic and Community Development Committee. A two-thirds vote is required to waive referral.*

**Recommendations**

Councillor Jaye Robinson, seconded by Councillor Gary Crawford, recommends that:

1. City Council authorize the General Manager, Parks, Forestry and Recreation to accept an in-kind donation of up to \$150,000.00 from Wanless Tennis Club for the lighting replacement project in compliance with the City's Policy on Donations for Community Benefits.
2. City Council authorize the General Manager, Parks, Forestry and Recreation to negotiate and sign a donor agreement for the up to \$150,000 donation from Wanless Tennis Club, on terms and conditions satisfactory to the General Manager, Parks, Forestry and Recreation and in a form satisfactory to the City Solicitor.

**Summary**

Wanless Tennis is a community seasonal tennis club located in Wanless Park (Ward 15 – Don Valley West) that runs programming from April to the end of October. The club offers adult and junior tennis instruction, clinics, summer camps, tournaments and social events. Established in 1952 and incorporated in 1997, the club is a member of the Ontario Tennis Association and Tennis Toronto and has twice been awarded the Ontario Tennis Association's Outstanding Club Achievement Award.

In 2014, Wanless Tennis Club identified the need for improvements to the clubhouse at the park and contributed funding for an extensive renovation to the facility that provided a more functional space for members. The club would like to further enhance the playing experience for its members by contributing additional funding to upgrade and enhance the existing lighting system at the five tennis courts at Wanless Park. The current system consists of eight 1,000 watt metal halide lamp fixtures mounted on cement poles at 35 feet. The scope of work for the new retro-fit lighting project will include: a cement pole engineering assessment; replacement of cement poles as needed (identified through report); and new mounting arms and LED lighting fixtures for all eight poles. The proposed lighting retro-fit will create more evenly distributed light levels and generate a more energy efficient system. No costs will be incurred by Parks, Forestry and Recreation for the lighting replacement project and any ongoing maintenance costs will be covered within the existing budget. In addition, the new lighting system will reduce lamp maintenance and replacement costs for Parks, Forestry and Recreation.

The total in-kind donation amount for this project is up to \$150,000.00. Under City Council's Donations to the City of Toronto for Community Benefits Policy, Council authority is required to accept donations over \$50,000.

The Motion is deemed urgent in order for the work to commence Fall 2020.

### **Background Information**

Member Motion MM23.14

(<http://www.toronto.ca/legdocs/mmis/2020/mm/bgrd/backgroundfile-153014.pdf>)

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Source: Toronto City Clerk at [www.toronto.ca/council](http://www.toronto.ca/council)