
City Council**Notice of Motion**

MM32.11	ACTION			Ward: All
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Authorization to Release Section 37 Funds to Toronto District School Board for Davisville Junior Public School Playground - by Councillor Josh Matlow, seconded by Councillor Mike Layton

** 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 Matlow, seconded by Councillor Layton, recommends that:

1. City Council increase the 2021 Operating Budget for Non-Program by \$85,000.00 gross, \$0 net, (cost centre: NP2161) fully funded by Section 37 funds obtained in the development at 174-188 Soudan Avenue and 71-73 Redpath Avenue (Formerly 18 Brownlow Avenue) (Source Account: XR3026-3701086), for the purpose of providing one time capital funding to the Toronto District School Board for playground improvements at Davisville Junior Public School.
2. City Council request staff of the Management Services Branch, Parks, Forestry and Recreation to participate in the preparation of the Community Access Agreement and City Council request the City Solicitor to draw up the Agreement, in consultation with the Ward Councillor and Community Planning staff.
3. City Council authorize the execution of a Community Access Agreement with the Toronto District School Board for the capital improvements to the playgrounds at Davisville Junior Public School, to the satisfaction of the City Solicitor.
4. City Council direct that the funds be forwarded to the Toronto District School Board once the Toronto District School Board has signed a Community Access Agreement with the City, governing the purpose of the funds, the financial reporting requirements, and addressing community access to the playground facilities.

Summary

Section 37 funds have been secured and received in the development at 174-188 Soudan Avenue and 71-73 Redpath Avenue (Formerly 18 Brownlow Avenue) to be allocated to community services and facilities in the Yonge-Eglinton Area, to the satisfaction of the Chief Planner and Executive Director, City Planning, the General Manager, Parks, Forestry and Recreation and/or the General Manager, Transportation Services, in consultation with the Ward

Councillor and local community.

This Motion seeks to contribute \$85,000 of these Section 37 funds, to assist Davisville Junior Public School to meet their construction timelines and begin building a new playground. This playground will replace the pre-existing playground that was removed to facilitate the construction on the new school, and will serve the wider community.

The use of Section 37 funds is appropriate as the Section 37 Implementation Guidelines (section 5.7) approved by Council in 2007 states:

"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."

The funds will be forwarded to the Toronto District School Board once the School Board has entered into a Community Access Agreement with the City, governing the purpose of the funds, the financial reporting requirements, and addressing community access to the improved facilities, to the satisfaction of the City Solicitor, prepared in consultation with the General Manager, Parks Forestry and Recreation and the Ward Councillor.

Background Information (City Council)

Member Motion MM32.11