

## City Council

### Notice of Motion

MM42.16	ACTION			Ward: All
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### **Advancing the Legacy Art Project Inspired by Terry Fox- by Councillor Joe Cressy, 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 Joe Cressy, seconded by Councillor Mike Layton, recommends that:

1. City Council amend the 2022-2031 Council Approved Capital Budget and Plan for Parks, Forestry and Recreation to create a new capital sub-project known as LAP Terry Fox at 439 Queens Quay W in the Park Development project, with a project cost of \$340,907 and future cash flow commitments of \$340,907 in 2023, fully funded by Section 37 (Planning Act Reserve Fund) community benefits collected from the following developments, to transfer funds to Waterfront Toronto for implementation of the Legacy Art Project at 439 Queens Quay West:

a. \$129,101.59 from 250 Wellington Street West and 5 Mercer Street (Source Account XR3026-3700933); and

b. \$211,805.41 from 357-363 King Street West & 62 Peter Street (Source Account XR3026-3701040)

2. City Council direct that the \$340,907 be forwarded to Waterfront Toronto upon the start of construction or at such time as determined by the General Manager of Parks, Forestry and Recreation, conditional upon the signing of a Delivery Agreement governing the use of the funds and the financial reporting requirements, to be negotiated and signed on behalf of the City by the General Manager of Parks, Forestry and Recreation on terms and conditions satisfactory to the General Manager of Parks, Forestry and Recreation (including compliance with the City's Fair Wage and Labour Trades Contractual Obligations in the Construction Industry) and in a form satisfactory to the City Solicitor.

### **Summary**

The Legacy Art Project is a citizen-funded public space initiative dedicated to the spirit of courage, determination, and action that Terry Fox embodied. In July 2018, City Council endorsed (MM44.38) the use of 439 Queens Quay West, between the Spadina Wetlands and the Toronto Music Garden, for a memorial to Terry Fox proposed by Legacy Art Project.

Since that time, a design has been chosen for the installation and surrounding public realm improvements: "We Are Shaped by the Obstacles We Face" by Jon Sasaki and DTAH. From the installation's west end, it appears as a single figure – the iconic silhouette of Fox, mid-stride.

Private donations have raised hundreds of thousands of dollars to date, and fundraising continues. As the installation and new public realm will sit on public parkland and be open for everyone to access at all times, the City of Toronto should also be a funding partner. I have identified available funds from local Section 37 community benefits to help advance the Legacy Art Project Inspired by Terry Fox.

### **Background Information (City Council)**

Member Motion MM42.16

<https://www.toronto.ca/legdocs/mmis/2022/mm/bgrd/backgroundfile-223363.pdf>