
City Council

Notice of Motion

MM43.2	ACTION			Ward: 24
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Authorization to Accept an In-Kind Donation and Enter into Agreements with Native Child and Family Services of Toronto at Eastview Park - by Councillor Paul Ainslie, seconded by Mayor John Tory

** Notice of this Motion has been given.*

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

Recommendations

Councillor Paul Ainslie, seconded by Mayor John Tory, recommends that:

1. City Council authorize the General Manager, Parks, Forestry and Recreation to accept the in-kind donation of a shade pavilion at Eastview Park from Native Child and Family Services of Toronto, in compliance with the Donations to the City of Toronto for Community Benefits Policy.
2. City Council authorize the General Manager, Parks, Forestry and Recreation to negotiate and sign on behalf of the City a Construction and Donation Agreement with Native Child and Family Services of Toronto for the purposes of accepting and constructing a shade pavilion at Eastview Park, in compliance with the City's Fair Wage Policy, Labour Trades Contractual Obligations in the Construction Industry and other City policies relating to capital projects, on terms and conditions acceptable to the General Manager, Parks, Forestry and Recreation and in a form satisfactory to the City Solicitor.
3. City Council authorize the General Manager, Parks, Forestry and Recreation to negotiate and sign on behalf of the City a nominal fee agreement governing the use of the shade pavilion by Native Child and Family Services of Toronto for its youth and community programs, for an initial term of five years, renewable for two additional terms of up to five years each (15 years total) at the General Manager, Parks, Forestry and Recreation's discretion, on terms and conditions acceptable to the General Manager, Parks, Forestry and Recreation, and in a form satisfactory to the City Solicitor.

Summary

Native Child and Family Services of Toronto is one of the City's leading service organizations. A registered charity, it has locations and programs in Mount Dennis, Malvern, at its downtown headquarters, and in Scarborough's Galloway neighbourhood at the Scarborough Family and Life Centre. At the Galloway location it offers the Scarborough Youth Program that, among other features, provides outdoor Indigenous programming at local parks, including nearby Eastview Park.

This work led to an identified need for shelter at Eastview Park. Accordingly, Native Child and Family Services of Toronto is proposing to build a shade pavilion in the park that would include seating, activity areas, modest storage for program equipment, and the ability to host sacred fires. It would not be serviced with power or water. Parks, Forestry and Recreation supports the proposal.

Native Child and Family Services of Toronto has received a Federal grant under the Canada Community Revitalization Fund to construct the shade pavilion, working with Indigenous architecture firm Two Row Architects. The finished structure would become City property and would be available for community use when not being used for Native Child and Family Services of Toronto programming. Members of the general public will also be welcome at some Native Child and Family Services of Toronto programs.

The Federal grant does not cover future maintenance costs. The structure will be designed with durable, low-maintenance materials. Parks staff estimates the operating impact in the early years of the pavilion's life, including inspections, litter pick-up and any graffiti removal, may add up to 60 days of parks maintenance staff or cost up to \$40,000 on an annual basis. This would be subject to future Parks, Forestry and Recreation operating budget submissions through the annual budget process. Any future major structural repairs would also be subject to future budget submissions through the annual budget process.

Because the structure is valued in excess of \$50,000, Council authority is required to accept the donation under the Donations to the City of Toronto for Community Benefits Policy. Additionally, Council authority is required to negotiate and enter into a Construction and Donation Agreement with Native Child and Family Services of Toronto to deliver the project through its contractors.

Finally, Council authority is required to negotiate and enter into an agreement governing the use of the shade pavilion by Native Child and Family Services of Toronto for its youth and community programs. The agreement would oblige Native Child and Family Services of Toronto to maintain the pavilion in a neat and tidy appearance as a result of its usage.

This project aligns with the goals of the City's Reconciliation Action Plan, approved by City Council at its April 6, 2022 meeting.

This Motion is urgent as construction must take place in 2022 to fulfill the obligations of the Federal grant. The target completion date is December 2022.

Background Information (City Council)

Member Motion MM43.2