

Appointment of Public Members to the CreateTO Board

Date: February 13, 2024
To: Corporations Nominating Panel
From: City Clerk
Wards: All

REASON FOR CONFIDENTIAL INFORMATION

This report deals with personal matters about identifiable individuals who are being considered for appointment to the CreateTO Board.

SUMMARY

The Corporations Nominating Panel will conduct interviews and recommend one candidate to City Council for appointment to the CreateTO Board.

RECOMMENDATIONS

The City Clerk recommends that:

1. The Corporations Nominating Panel recommend one public member to City Council for appointment to:
 - a. the CreateTO Board, at pleasure of Council, for a term of office ending on March 22, 2028, and until a successor is appointed; and
 - b. the Boards of Directors of Build Toronto and the Toronto Port Lands Company, at the pleasure of Council, for a term of office ending on March 22, 2026, and until a successor is appointed.
2. City Council direct that Confidential Attachments 1 to 4 remain confidential in their entirety as they relate to personal matters about identifiable individuals being considered for appointment to the CreateTO Board.

FINANCIAL IMPACT

There are no financial implications arising from this report.

DECISION HISTORY

At its meeting held February 9, 2024, the Nominating Panel - Corporations selected 7 candidates for interviews at its next meeting:

<https://secure.toronto.ca/council/agenda-item.do?item=2024.NC6.2>

At its meeting held June 14-15, 2023, City Council appointed 2 public members to the CreateTO Board with a term of office ending June 16, 2027 and until successors are appointed:

<https://secure.toronto.ca/council/agenda-item.do?item=2023.CC7.8>

At its meeting held December 15-17, 2021, City Council appointed 2 public members to the CreateTO Board with a term of office ending June 30, 2023 and until successors are appointed:

<https://secure.toronto.ca/council/agenda-item.do?item=2021.MM38.33>

At its meeting held September 30 and October 1, 2020, City Council appointed 3 public members to the CreateTO Board with a term of office ending October 2, 2024 and until successors are appointed: <https://secure.toronto.ca/council/agenda-item.do?item=2020.CC24.4>

At its meeting on December 5, 2017, City Council cross-appointed all six public members of the CreateTO Board to the boards of Build Toronto and the Toronto Port Lands Company for a term of office ending December 31, 2019:

<https://secure.toronto.ca/council/agenda-item.do?item=2017.EX29.5>

At its meeting on May 5, 6 and 7, 2015 City Council amended the Public Appointments Policy to require a full recruitment process for corporate boards every two years:

<https://secure.toronto.ca/council/agenda-item.do?item=2015.EX5.4>

COMMENTS

Composition of the CreateTO Board

The board consists of 8 members composed of:

- 6 public members, including one appointed as Chair
- The Mayor or designate appointed by the Mayor
- 1 Member of Council

There is currently one position under consideration

There is currently one position under consideration due to the resignation of Sandra Levy on December 7, 2023.

Public members are appointed for a four-year term

Public members are appointed to the CreateTO Board for a four year term, and until successors are appointed.

Public members appointed to CreateTO are cross appointed

In 2017, City Council adopted amended shareholder directions for Build Toronto and the Toronto Port Lands Company. As a result of these amendments, the members of CreateTO are also members of the Board of Directors of Build Toronto and the Toronto Port Lands Company by virtue of their position.

The term of office for corporate boards is two years, and until successors are appointed therefore the appointments to Build Toronto and Toronto Port Lands Company is two years.

Public members should meet certain eligibility requirements

In addition to the general eligibility requirements in the Public Appointments Policy, public members of the CreateTO board must satisfy the following requirements:

- Cannot be a supplier of goods or services to the City of Toronto;
- Cannot have an employment or an interest in an organization that is involved in a real estate transaction with the City of Toronto; and/or
- Cannot be involved in litigation with the City of Toronto.

Additional eligibility requirements are applicable for the cross appointments as Build Toronto and Toronto Port Lands are incorporated under the Ontario Business Corporations Act (OBCA). Under the OBCA, directors are disqualified from the board if they are:

- anyone who is incapable;
- a person who is not an individual; and
- a person who has the status of a bankrupt.

Public members should meet certain qualifications

Public members appointed to the board should collectively have the following skills, experience, and expertise:

- Executive level experience in a major public, private, or not-for-profit organization;
- Senior level experience and professional skills in real estate, property development, urban planning, facilities management, investment industry, infrastructure delivery,

community development, economic development, brownfield remediation, or environmental sustainability;

- Experience in large-scale transformative change and implementing complex business strategies;
- Post-graduate degree preferred in any one of the following fields: finance, business, economics, risk management, accounting, public administration, urban planning, engineering, or law; and/or
- A certificate in board governance or training in a related field, such as director's education, is preferred.

Public members receive remuneration

The board's public members will receive an annual retainer of \$10,000 and \$500 per meeting, to a total annual maximum of \$20,000.

The board's Chair will receive an annual retainer of \$50,000 and \$500 per meeting, to a total annual maximum of \$70,000.

Public release of name of the recommended candidate

The name and biography of the recommended candidate will be publicly reported once the Nominating Panel - Corporations forwards its recommendation to City Council.

CONTACT

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SIGNATURE

John D. Elvidge
City Clerk

ATTACHMENTS

Confidential Attachment 1 – List of Interview Candidates, Qualifications, Confidential Diversity Information Summary, and Applications for Appointment to the CreateTO Board

Confidential Attachment 2 - Diversity Information Summary for Current Public Members of the CreateTO Board

Confidential Attachment 3 - Skills Matrix for the CreateTO Board

Confidential Attachment 4 - Interview schedule for February 26, 2024