

# DELEGATED APPROVAL FORM DEPUTY CITY MANAGER, CORPORATE SERVICES

TRACKING NO.: 2024-159

<p>Approved pursuant to the Delegated Authority contained in Item CC27.6 entitled "Metrolinx-City of Toronto-Toronto Transit Commission Master Agreement for Light Rail Transit Projects" as adopted by City Council on October 30, 31 and November 1, 2012.</p>													
Prepared By:	Irina Fofanova	Division:	Corporate Real Estate Management										
Date Prepared:	November 18, 2024	Phone No.:	416-397-0806										
Approval Authority	<p><b>Deputy City Manager, Corporate Services ("DCM, CS") has approval authority to approve the disposal to Metrolinx of certain Transit Lands for nominal consideration, in accordance with the Real Estate principles identified in the Master Agreement, on terms satisfactory to the DCM, CS and in a form acceptable to the City Solicitor.</b></p>												
Signing Authority	<p><b>Deputy City Manager, Corporate Services has signing authority on behalf of the City for Documents required to implement matters for which he or she also has delegated approval authority.</b></p>												
Purpose	<p>To obtain authority to enter into a licence extension agreement with Metrolinx with respect to part of the property municipally known as 1250 Eglinton Avenue West, required for the construction of the Eglinton Crosstown Light Rail Transit Project (the "Licence Extension Agreement")</p>												
Property	<p>Part of 1250 Eglinton Ave W., legally described as Part of Lots 29-31, BLK J, PL 1070, Part of Lots 118—119, 130-133 on PL 1752, designated as Part 5 on PL 63R-1934, (the "Property"), shown as Part 3 on Sketch Dwg. ECLE1-3A-SK003B in Appendix "A".</p>												
Actions	<p>1. Authority be granted to enter into the Licence Extension Agreement with Metrolinx, substantially on the terms and conditions outlined below, and including such other terms as deemed appropriate by the approving authority herein, and in a form satisfactory to the City Solicitor.</p>												
Financial Impact	<p>The consideration for the Licence Extension Agreement is nominal. There is no financial impact resulting from this approval.</p> <p>Pursuant to Schedule "F" (Real Estate Protocol) contained in a master agreement between the City, the Toronto Transit Commission and Metrolinx for the implementation of the Toronto Light Rail Transit Program dated November 28, 2012, temporary use property requirements not required for City purposes are transferred to Metrolinx for nominal consideration.</p> <p>The Chief Financial Officer and Treasurer has reviewed this DAF and agrees with the financial impact information.</p>												
Comments	<p>Metrolinx has occupied the lands since 2016 under a licence agreement, authorized by Delegated Approval Form 2016 -270 and extended by Delegated Approval Form 2023-146, to facilitate the construction of the Project. The term expired on September 30, 2023. Metrolinx has continued to occupy the property and has requested an extension of the term to December 31, 2024.</p> <p>On June 26th, 2024, City Council adopted staff report EX15.2 titled "Priorities in Transit Expansion and Transit-Oriented Communities Projects". The report contained a recommendation that required Metrolinx to provide the City with certain information prior to completing any further real estate transactions involving City lands. The Project is almost complete, and the majority of the remaining transactions pertain to extensions of existing agreements or handover of City lands and/or infrastructure. The Transit Expansion Division ("TE") has advised that Metrolinx has previously provided details on business and community support/mitigation relating to the Project. Therefore, TE confirms that Metrolinx has satisfied the conditions set out in EX15.2 relating to the Property.</p>												
Terms	<p>Extended Term: 1 year and 3 months from October 1, 2023, to December 31, 2024.</p> <p>Option to Extend: 2 options to extend the term of for 6 months each provided that Metrolinx is not in default under the licence and written notice is delivered to the City no less than 30 days prior to the expiry of the current term.</p> <p>Early Termination: Metrolinx has the right to terminate early with 30 days prior notice to the City.</p> <p>All other terms and conditions of the Agreement will remain the same during the extended term.</p>												
Property Details	<table border="1"> <tr> <td>Ward:</td> <td>08 – Eglinton-Lawrence</td> </tr> <tr> <td>Assessment Roll No.:</td> <td></td> </tr> <tr> <td>Approximate Size:</td> <td>Irregular in shape</td> </tr> <tr> <td>Approximate Area:</td> <td>2341 m2 ± (25,198.3 ft2 ±)</td> </tr> <tr> <td>Other Information:</td> <td></td> </tr> </table>			Ward:	08 – Eglinton-Lawrence	Assessment Roll No.:		Approximate Size:	Irregular in shape	Approximate Area:	2341 m2 ± (25,198.3 ft2 ±)	Other Information:	
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<b>Consultation with Councillor(s)</b>																	
Councillor:	Mike Colle						Councillor:										
Contact Name:	Andy Stein						Contact Name:										
Contacted by:	<input type="checkbox"/>	Phone	<input checked="" type="checkbox"/>	E-Mail	<input type="checkbox"/>	Memo	<input type="checkbox"/>	Other	Contacted by:	<input type="checkbox"/>	Phone	<input type="checkbox"/>	E-mail	<input type="checkbox"/>	Memo	<input type="checkbox"/>	Other
Comments:	No concerns						Comments:										
<b>Consultation with Divisions and/or Agencies</b>																	
Division:	CreateTO/Transit Expansion						Division:	<b>Financial Planning</b>									
Contact Name:	Kevin D/Souza/Derrick Toigo						Contact Name:	Ciro Tarantino									
Comments:	Included/ Confirmed Compliance with EX15.2						Comments:	No issues									
<b>Legal Division Contact</b>																	
Contact Name:	Gloria Lee																

<b>DAF Tracking No.: 2024-159</b>	<b>Date</b>	<b>Signature</b>
Recommended by: Vinette Prescott-Brown, Manager, Real Estate	Nov. 20, 2024	Signed by Vinette Prescott-Brown
Recommended by: Alison Folosea, Director, Real Estate Services	Nov. 21, 2024	Signe by Alison Folosea
<input checked="" type="checkbox"/> Recommended by: <b>Executive Director, Corporate Real Estate Management Patrick Matozzo</b>	Nov. 26, 2024	Signed by Patrick Matozzo
<input checked="" type="checkbox"/> Approved by: <b>Deputy City Manager, Corporate Services David Jollimore</b>	Dec. 3, 2024	Signed by David Jollimore

# Appendix "A" - Location Map & Sketch

