



# University of Toronto

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BUSINESS AFFAIRS

TO: Business Board

SPONSOR: Catherine J Riggall, Vice President, Business Affairs  
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DATE: October 17, 2011 for October 24, 2011  
AGENDA ITEM: 4(c)

## **ITEM IDENTIFICATION:**

**Pan Am Pool and Athletics Centre – Authorization to Act**

## **JURISDICTIONAL INFORMATION:**

The Business Board is authorized to deal with the “approval of acquisition or disposal of real estate and approval of arrangements for the non-University use or development of University property”.

## **PREVIOUS ACTION TAKEN:**

January 31, 2011 the Business Board approved the remediation of the land and implementation of the project by Infrastructure Ontario.

## **HIGHLIGHTS:**

The University and the City of Toronto are working together on the development and subsequent operation of the facility that will be used by Toronto 2015 for the Pan Am aquatics events. After the games, the University and the City will operate the facility under a Shared Ownership and Facility Management Agreement.

To complete the transactions, the two parties will enter into two key agreements: a Transfer and Land Consolidation Agreement and a Shared Ownership and Facility Management Agreement setting out the terms and conditions of the operation.

The City requires a specific resolution confirming that the University can enter into these agreements: they will provide an equivalent resolution to the University.

## **FINANCIAL AND/OR PLANNING IMPLICATIONS:**

These agreements will drive the terms and conditions of the partnership between the City of Toronto and the University of Toronto as identified in the January 31, 2011 planning report and business plan.

**RECOMMENDATION:**

It is recommended that the Business Board approve:

THAT

The Vice President Business Affairs is authorized to enter into the following agreements in connection with the University of Toronto at Scarborough Sport and Recreation Centre Project, to be negotiated to the satisfaction of the Vice-President, Business Affairs:

- (a) a Transfer and Land Consolidation Agreement (the “TLCA”) with the City of Toronto (the “City”) to effect the disposition by each of the City and University to the other of a 50% interest in the applicable City land and University of Toronto land, at nominal value, and the resultant consolidation of the lands to be held as tenants-in-common each with a fifty percent interest share. The authority to enter into the TLCA shall include authority to enter into ancillary agreements such as license, encroachment, easement, closing and other agreements required to effect additional site requirements related to parking, maintenance and access;
- (b) a Shared Ownership and Facility Management Agreement with the City to govern the ownership use, operation and management of the Pan-Am Aquatics Centre (PAAC) project and such other ancillary agreements and documents as may be required to effect the intent and requirements of the PAAC project, the terms of which shall be consistent with the intent set out herein and the financial parameters determined and approved by Governing Council.
- (c) Such other agreements as may be necessary to complete the project.