

TO:	CHAIR AND MEMBERS COMMUNITY AND PROTECTIVE SERVICES COMMITTEE FEBRUARY 17, 2016
FROM:	LYNNE LIVINGSTONE MANAGING DIRECTOR NEIGHBOURHOOD, CHILDREN AND FIRE SERVICES
SUBJECT:	NEIGHBOURHOOD FAMILY CENTRE THAMES VALLEY DISTRICT SCHOOL BOARD NORTHEAST LONDON NEW PUBLIC SCHOOL

RECOMMENDATION

That, on the recommendation of the Managing Director of Neighbourhood, Children and Fire Services:

- (1) The attached proposed By-law (Appendix A) **BE INTRODUCED** at the Municipal Council meeting to be held on March 1, 2016 to approve a Funding and Project Agreement attached (Appendix B) between the City and the Thames Valley District School Board for the construction of a neighbourhood Family Centre at a new public elementary school to be constructed in Northeast London; and to authorize the Mayor and Clerk to execute the agreement.
- (2) The Source of Financing for this project at an estimated cost of \$860, 000 plus 10% contingency **BE APPROVED** as set out in the attached Appendix C;

It being noted that:

- The establishment of neighbourhood Family Centres is directly linked to the Strengthening Our Community strategy included in the City's Strategic Plan to support the health and well-being of all children, youth and families in London. Establishment of neighbourhood Family Centres is a key component of the Family-Centred Service System strategy identified in the Child and Youth Agenda;
- This is the first of three reports expected to be brought forward in 2016 relating to the establishment of neighbourhood Family Centres, the other two reports being for a neighbourhood Family Centre at a new public elementary school in Northeast London and one at St. Francis Catholic Elementary School in the Westminster planning district; and
- The estimated cost of this project is being funded from 100% Provincial funding available in the Child Care and Early Childhood Development Reserve Fund.

PREVIOUS REPORTS PERTINENT TO THIS MATTER
--

- London's Child and Youth Network: Family-Centred Service System Impact Assessment – December 15, 2015
- Neighbourhood Family Centre: Thames Valley District School Board: Lord Nelson Public School Update – November 17, 2014
- Neighbourhood Family Centre: Thames Valley District School Board: Lord Nelson Public School – March 24, 2014
- Child Care Funding Formula Update – April 8, 2013 (Established Child Care and Early Years Childhood Development Reserve Fund)
- Neighbourhood Family Centre: Thames Valley District School Board: White Oaks Public School – January 21, 2013
- Child and Youth Agenda II - "The Best for Our Children, Youth and Families II – The Next Three Years of London's Child and Youth Agenda to 2015" – November 2012
- Dr. Charles Pascal Report: With our Best Future in Mind, Implementing Early Learning in Ontario – July 20, 2009

Appendix A

Bill No.

2016

By-law No.

A By-law to approve the Funding and Project Agreement with Thames Valley District School Board for construction of a Neighbourhood Family Centre at a new public elementary school to be constructed in Northeast London. and to delegate authority under the Agreement to the Managing Director of Neighbourhood Children and Fire Services and to his or her written delegate.

WHEREAS the City has the capacity, rights, powers and privileges of a natural person for the purposes of exercising its authority under the Municipal Act, 2001, S.O. 2001, c. 25, as amended, or any other Act, pursuant to the provisions of section 9 of the Municipal Act, 2001;

AND WHEREAS s. 57 of the Child Care and Early Years Act, 2014, S.O. 2014, c. 11, Sched. 1 (“Child Care and Early Years Act”) authorizes the City as service system manager under the Child Care and Early Years Act to establish, administer, operate and fund child care and early years programs and services; and that a service system manager shall coordinate the planning and operation of child care and early years programs and services with the planning and provision of other human services delivered by the service system manager;

AND WHEREAS, pursuant to s. 49 of the Child Care and Early Years Act, it is a matter of provincial interest that there be a system of child care and early years programs and services that: (a) is focused on Ontario’s children and families; (b) promotes the health, safety and well-being of children; (c) provides high quality experiences and positive outcomes for children with a provincial framework to guide pedagogy; ... (e) responds to communities’ needs by, (i) providing services both for families who receive financial assistance for child care and for families who do not receive such financial assistance, (ii) providing a range of service options to support parents who are part of the workforce, such as options that address varied working hours and arrangements; ... (h) is co-ordinated with other community and human services; (i) is flexible and able to adapt to local circumstances; (j) supports the social and economic well-being of Ontarians; ... (l) supports the transition from child care and early years programs and services to school; (m) approaches pedagogy in child care and early years programs and services in a manner that supports the transition referred to in clause (l)...

AND WHEREAS the Child Care and Early Years Act requires co-operation between service system managers and the Minister, and the duty to co-operate includes the duty to provide access to and share information relating to child care and early years programs and services;

AND WHEREAS the Child Care and Early Years Act requires the service system manager to have a child care and early years programs and services plan for its service area (being the geographic area of the City of London and County of Middlesex), which plan must address the matters of provincial interest set out in section 49, which plan must be approved by Council;

AND WHEREAS s. 56 of the Child Care and Early Years Act requires the service system manager to (c) coordinate the planning and operation of child care and early years programs and services with the planning and provision of other human services delivered by the service system manager;

AND WHEREAS the City is requesting the Thames Valley District School Board to construct a Neighbourhood Family Centre as part of a new public elementary school to be constructed in Northwest London;

AND WHEREAS subsection 5(3) of the Municipal Act, 2001 provides that a municipal power shall be exercised by by-law;

AND WHEREAS sections 9, 10 and 23.1 through 23.5 of the Municipal Act, 2001 authorize a municipality to delegate its powers and duties under the Act to a person or body;

AND WHEREAS Council Policy By-law A.-6151-17 established a policy for the delegation of powers and duties (Delegation of Powers and Duties Policy), as required under section 270(1) of the Municipal Act, 2001;

AND WHEREAS the Delegation of Powers and Duties Policy sets out the factors that Council may consider, without limitation, when delegating a power or duty: i. the term of the delegation; ii. the conditions or restrictions, if any, on City Council's power to revoke the delegation; iii. The conditions or restrictions, if any, to be imposed on the delegate; iv. Whether the power or duty to be delegated will be exercised only by the delegate or by both the delegate and the municipality; whether the delegation is consistent with the municipality's policies under section 270 of the Municipal Act, 2001; the importance and complexity of the power or duty to be delegated and whether the delegate has the requisite qualifications and expertise to exercise the delegated powers and duties;

AND WHEREAS it is anticipated that the maximum amounts sufficient to cover all of the City's costs in this matter (including the City's Proportionate Share of the Contract Price, the City's Proportionate Share of Other Costs, the City's Parking Proportionate Share, and HST) will not exceed \$860,000.00 plus 10% contingency.

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Funding and Project Agreement ("Agreement") to be entered into between The Corporation of the City of London and THAMES VALLEY DISTRICT SCHOOL BOARD, with financing available from the 100% Provincial funding provided through the Child Care and Early Childhood Development Reserve Fund, to construct a Neighbourhood Family Centre at a new public elementary school in Northeast London, substantially in the form attached as Schedule 1 to this By-law, is approved.
2. The Mayor and the City Clerk are authorized to execute the agreement approved under section 1 above.
3. The Managing Director of Neighbourhood Children and Fire Services, and in his or her absence, the Managing Director of Neighbourhood Children and Fire Services' written delegate, with respect to the Agreement, are delegated the authority:
 - (i) under ss.2.01(2)(a), to review, provide comments to the Board, and determine if the Plan is acceptable, and if acceptable, to provide written notice of such acceptability to the Board;
 - (ii) under ss. 2.01(2)(b), to determine whether to participate in the Project, and to advise the Board in writing of such determination;
 - (iii) under ss. 2.01(2)(c), to provide written comments on the Plan and to determine whether to agree on amendments to the Plan;
 - (iv) under ss. 2.01(2)(d), to review an Amended Plan, and determine if it is acceptable, and to advise the Board in writing of its determination;
 - (v) under ss. 2.01(5)(d), to request changes to the Work, and to advise the Board in writing whether to proceed with such change;
 - (vi) under ss. 2.01(6), to review and comment upon any reconciliation;
 - (vii) under ss. 2.01(8), to meet with the Board to discuss whether and how the Board wishes to proceed with the Project and to reach a resolution; and
 - (viii) under ss. 3.01, to act as representative for the City;

on the condition that any actions taken by the delegate do not require additional funding or are provided for in the City's current budget, and that do not increase the indebtedness or contingent liabilities of The Corporation of the City of London.

4. The Manager, Children's Services is designated as the City's Project Manager under section 2.04 of the Agreement, and is delegated the authority to act pursuant to that section, on the condition that any actions taken by the delegate do not require additional funding or are provided for in the City's current budget, and that do not increase the indebtedness or contingent liabilities of The Corporation of the City of London.
5. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council

, 2016

Matt Brown

Mayor

Catharine Saunders

City Clerk

First reading -

Second reading –

Third reading-