

**7. TWIN ELM RUGBY PARK**

**PARC DE RUGBY DE TWIN ELM**

**COMMITTEE RECOMMENDATIONS**

**That Council:**

- 1. Approve an amendment to the Agreement of Purchase and Sale such that the date of closing and the Municipal Capital Facilities term be modified from December 31, 2025 to December 31, 2039.**
- 2. Delegate to the General Manager, Recreation, Cultural and Facility Services and the Director, Corporate Real Estate Office the authority to finalize and approve the terms of any required amending agreements in consultation with the City Treasurer's office.**
- 3. Authorize the City Clerk and Solicitor to forward any required amending by-law to Council.**

**RECOMMANDATIONS DU COMITÉ**

**Que le Conseil :**

- 1. approuve une modification à la convention d'achat et de vente de façon à ce que la date de clôture et la durée de l'accord relatif aux immobilisations municipales soient changées pour faire état de la date du 31 décembre 2039 plutôt que de celle du 31 décembre 2025;**
- 2. délègue au directeur général des loisirs, de la culture et des installations et au directeur du Bureau des services immobiliers municipaux le pouvoir de finaliser et d'approuver les conditions de tout accord de modification requis, en consultation avec le bureau de la trésorière municipale;**

3. **autorise le greffier municipal et avocat général à communiquer tout règlement modificatif nécessaire au Conseil.**

DOCUMENTATION/DOCUMENTATION

1. Finance and Economic Development Committee Report, dated 9 February 2018 (ACS2018-CCS-FED-0005)

Rapport du Comité des finances et du développement économique, daté le 9 février 2018 (ACS2018-CCS-FED-0005)

2. Extract of draft Minutes, Finance and Economic Development Committee, 6 February 2018

Extrait de l'ébauche du procès-verbal, Comité des finances et du développement économique, le 6 février 2018

**Report to  
Rapport au:**

**Council  
Conseil**

**14 February 2018 / 14 février 2018**

**Submitted on February 9, 2018  
Soumis le 9 février 2018**

**Submitted by  
Soumis par:**

**Finance and Economic Development Committee /  
Comité des finances et du développement économique**

**Contact Person**

**Personne ressource:**

**Councillor / Conseiller Scott Moffatt, Rideau Goulbourn  
613-580-2491, [Scott.Moffatt@ottawa.ca](mailto:Scott.Moffatt@ottawa.ca)**

**Ward: RIDEAU-GOULBOURN (21)**

**File Number: ACS2018-CCS-FED-0005**

**SUBJECT: TWIN ELM RUGBY PARK**

**OBJET: PARC DE RUGBY DE TWIN ELM**

**REPORT RECOMMENDATION**

**That Council:**

- 1. Approve an amendment to the Agreement of Purchase and Sale such that the date of closing and the Municipal Capital Facilities term be modified from December 31, 2025 to December 31, 2039.**
- 2. Delegate to the General Manager, Recreation, Cultural and Facility Services and the Director, Corporate Real Estate Office the authority to finalize and approve the terms of any required amending agreements in consultation**

with the City Treasurer's office.

3. Authorize the City Clerk and Solicitor to forward any required amending by-law to Council.

### **RECOMMANDATION DU RAPPORT**

**Que le Conseil :**

1. approuve une modification à la convention d'achat et de vente de façon à ce que la date de clôture et la durée de l'accord relatif aux immobilisations municipales soient changées pour faire état de la date du 31 décembre 2039 plutôt que de celle du 31 décembre 2025;
2. délègue au directeur général des loisirs, de la culture et des installations et au directeur du Bureau des services immobiliers municipaux le pouvoir de finaliser et d'approuver les conditions de tout accord de modification requis, en consultation avec le bureau de la trésorière municipale;
3. autorise le greffier municipal et avocat général à communiquer tout règlement modificatif nécessaire au Conseil.

### **BACKGROUND**

On February 1, 2018, the Agriculture and Rural Affairs Committee approved the following motion to its agenda pursuant to 89(3) of the Procedures By-law (being By-law no. 2016-377):

**WHEREAS** the former City of Nepean, having obtained the approval of the Ottawa Transition Board, approved a municipal capital facilities agreement and associated by-law in respect of the Twin Elm Rugby Park at 4075 Twin Elm on June 15, 2000 for the provision of municipal recreational facilities; and

**WHEREAS** the Municipal Capital Facilities Regulation 603/06 requires that the municipality own or agree to purchase the recreational facilities, and as part of the approval of the Municipal Capital Facilities Agreement, the City of Ottawa is to acquire the Twin Elm Rugby Park on December 31, 2025; and

**WHEREAS the Owner of the Twin Elm Rugby Park, (the Owner also being named Twin Elm Rugby Park) wishes to enter into a twenty year agreement with the Ottawa Renewable Energy Co-operative Inc. for the installation of Solar Panels upon the building located at the park; and**

**WHEREAS staff support the installation and placement of the solar panels during the period that the park remains in private ownership;**

**THEREFORE BE IT RESOLVED THAT Agriculture and Rural Affairs recommend that:**

**Finance and Economic Development Committee:**

- 1. Consider this report at its meeting of February 6, 2018.**
- 2. Recommend that Council:**
  - a) approve an amendment to the Agreement of Purchase and Sale such that the date of closing and the Municipal Capital Facilities term be modified from December 31, 2025 to December 31, 2039.**
  - b) Delegate to the General Manager, Recreation, Cultural and Facility Services and the Director, Corporate Real Estate Office the authority to finalize and approve the terms of any required amending agreements in consultation with the City Treasurer's office.**
  - c) Authorize the City Clerk and Solicitor to forward any required amending by-law to Council.**

Subsequently, the Finance and Economic Development Committee, at its meeting of 6 February 2018, approved the above motion as follows:

Moved by Councillor Moffatt

**WHEREAS the former City of Nepean, having obtained the approval of the Ottawa Transition Board, approved a municipal capital facilities agreement and associated by-law in respect of the Twin Elm Rugby Park at 4075 Twin Elm on June 15, 2000 for the provision of municipal recreational facilities; and**

**WHEREAS the Municipal Capital Facilities Regulation 603/06 requires that the municipality own or agree to purchase the recreational facilities, and as part of the approval of the Municipal Capital Facilities Agreement, the City of Ottawa is to acquire the Twin Elm Rugby Park on December 31, 2025; and**

**WHEREAS the Owner of the Twin Elm Rugby Park, (the Owner also being named Twin Elm Rugby Park) wishes to enter into a twenty year agreement with the Ottawa Renewable Energy Co-operative Inc. for the installation of Solar Panels upon the building located at the park; and**

**WHEREAS staff support the installation and placement of the solar panels during the period that the park remains in private ownership;**

**THEREFORE BE IT RESOLVED THAT Agriculture and Rural Affairs recommends that Finance and Economic Development Committee recommend that Council:**

- 1. approve an amendment to the Agreement of Purchase and Sale such that the date of closing and the Municipal Capital Facilities term be modified from December 31, 2025 to December 31, 2039.**
- 2. Delegate to the General Manager, Recreation, Cultural and Facility Services and the Director, Corporate Real Estate Office the authority to finalize and approve the terms of any required amending agreements in consultation with the City Treasurer's office.**
- 3. Authorize the City Clerk and Solicitor to forward any required amending by-law to Council.**

## **DISCUSSION**

This item was introduced at the Finance and Economic Development Committee meeting of 6 February 2018 and carried with the support of all Committee members.

## **RURAL IMPLICATIONS**

Staff will be available at the Council meeting to respond to questions, as necessary.

## **CONSULTATION**

The Finance and Economic Development Committee (FEDC) meetings are open to the public and anyone wishing to speak to an item may do so. No members of the public spoke to this item at the FEDC meeting on 6 February 2018.

## **COMMENTS BY THE WARD COUNCILLOR(S)**

The Ward Councillor is in support of the motion.

**ADVISORY COMMITTEE(S) COMMENTS**

There were no advisory committees consulted on this report.

**LEGAL IMPLICATIONS**

There are no legal impediments to approving the recommendation in this report.

**RISK MANAGEMENT IMPLICATIONS**

Staff will be available at the Council meeting to respond to questions, as necessary.

**FINANCIAL IMPLICATIONS**

There are no financial implications to approving the recommendation in this report.

**ACCESSIBILITY IMPACTS**

Staff will be available at the Council meeting to respond to questions, as necessary.

**TERM OF COUNCIL PRIORITIES**

Staff will be available at the Council meeting to respond to questions, as necessary.

**DISPOSITION**

Staff will implement Council's decision(s), as directed.