

Background and Previous Council Direction

Background

The existing Joint Use and Planning Agreement (Agreement) was established to provide a coordinated approach to the allocation, use, planning and development, and maintenance of parks and school sites. The Agreement between The City, the CBE and the CCSD was signed in 1985 and amended in 1993 and 2012. Both of these amendments were minor in nature and a fulsome review of the JUA has not occurred since the original signing in 1985. In 2012, The City entered into a separate JUA with the Francophone Regional School Authority, now the FrancoSud.

The Municipal Government Act (MGA) was amended in 2019 to formalize joint use and planning agreements and outline what provisions must be included within them. The MGA outlines that a joint use and planning agreement must address:

- the planning, development and use of school sites on municipal reserves, school reserves and municipal and school reserves in the municipality,
- transfers of municipal reserves, school reserves and municipal and school reserves in the municipality,
- disposal of school sites,
- the servicing of school sites on municipal reserves, school reserves and municipal and school reserves in the municipality, and
- the use of school facilities, municipal facilities and playing fields on municipal reserves, school reserves and municipal and school reserves in the municipality, including matters relating to the maintenance of the facilities and fields and the payment of fees and other liabilities associated with them.

In 2016, The City, through the Mayor's Office, brought the Chairs of the CBE and the CCSD to negotiate an agreement to outline a new approach to reserve lands. The result of these discussions was a Memorandum of Understanding (MOU) that was signed in September 2016. The MOU informed the development of the City of Calgary Charter, 2018 Regulation (City Charter). In early 2019, the City Charter was amended to grant The City and the school boards the authority to allow additional uses on some types of reserve lands as long as the parties agree in a joint use and planning agreement that those additional uses provide a public benefit that is compatible with school board purposes.

Over time, and as The City's approach to community building and planning has evolved, several areas of the JUA have been identified where it could be updated to bring it into alignment with current principles and practices. The identified areas include; current site planning practices, the use of the reserve fund, transferring and disposal of reserve land, and the declaration of surplus school sites.

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None.