

**Land Transfer Agreement – Elk Island Public Schools****Report Purpose**

To provide information to Council to approve the Land Transfer Agreements between Strathcona County and The Board of Trustees of Elk Island Public Schools Regional Division No. 14 that sets out the conditions to transfer School Reserve to Elk Island Public Schools for Davidson Creek and Wye (Heritage Hills) school.

**Recommendations**

1. THAT the Land Transfer Agreement between Strathcona County and The Board of Trustees of Elk Island Public Schools Regional Division No. 14, as set out in Enclosure 1 of the November 6, 2018 Planning and Development Services report, be approved.
2. THAT the Land Transfer Agreement between Strathcona County and The Board of Trustees of Elk Island Public Schools Regional Division No. 14, as set out in Enclosure 2 of the November 6, 2018 Planning and Development Services report, be approved.

**Our Prioritized Strategic Goals**

Goal 1 - Build strong communities to support the diverse needs of residents

Goal 5 - Foster collaboration through regional, community and governmental partnerships

Goal 7 - Provide opportunities for public engagement and communication

**Report**

Elk Island Public Schools has recently completed the construction of a new elementary school in Davidson Creek and has received funding to construct a replacement for Wye school in Heritage Hills. In order to align with the new practice, the County has agreed to create and transfer to Elk Island Public Schools a designated School Reserve for the new school sites.

The agreement also provides that the land and buildings shall be used only for the purposes of operating a school. In the event that Elk Island Public Schools ceases to use the School Reserve for the purposes of a public school, and that no other school board requires the school, the County shall have the option of purchasing the school building at the determined price.

**Other Impacts**

**Policy:** n/a

**Legislative/Legal:** The *Municipal Government Act* provides that Council may transfer or grant an estate or interest in land. The form of agreement has been reviewed by the County's and Elk Island Catholic Schools' solicitors and found to be acceptable. The Land Transfer Agreement provides the necessary legal documentation for an arms-length relationship to occur between the County and Elk Island Public Schools.

**Interdepartmental:** Legislative and Legal Services

**Master Plan/Framework:** n/a

**Enclosures**

- 1 Land Transfer Agreement – Davidson Creek
- 2 Land Transfer Agreement – Wye (Heritage Hills)