



## **GENERAL ISSUES COMMITTEE REPORT 16-001**

9:30 a.m.

Wednesday, January 13, 2016

Council Chambers

Hamilton City Hall

71 Main Street West

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**Present:** Mayor F. Eisenberger, Deputy Mayor M. Pearson (Chair)  
Councillors T. Jackson, C. Collins, S. Merulla, M. Green, J. Farr,  
A. Johnson, D. Conley, B. Johnson, L. Ferguson, A. VanderBeek,  
R. Pastua, J. Partridge

**Absent  
with Regrets:** Councillors T. Whitehead – Personal

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### **THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 16-001 AND RESPECTFULLY RECOMMENDS:**

**1. Business Improvement Area Advisory Committee Minutes, November 10, 2015 (Item 5.1)**

That the November 10, 2015 Minutes of the Business Improvement Area Advisory Committee, be received.

**2. Hamilton Police Services Board Monthly Report PSB 15-135, November 19, 2015 (Item 5.2)**

That the Hamilton Police Services Board Monthly Report PSB 15-135, November 19, 2015, be received.

**3. Tactical Urbanism Hamilton Partnership (PW13068(b)) (City Wide) (Item 5.3)**

That Report PW13068(h), respecting the Tactical Urbanism Hamilton Partnership, be received.

- 4. Position Vacancies within the Planning Division, of the Planning & Economic Development Department (PED16029) (City Wide) (Item 7.2)**
  - (a) That Report PED16029 be received and that Request for a Report on Planning Division, Planning and Economic Development Department position vacancies be removed from the Open for Business Sub-Committee outstanding business list; and,
  - (b) That the Director and Chief Planner, Planning Division, Planning and Economic Development Department be authorized to convert for a two year period the Manager, Zoning By-law position into one Senior Project Manager position, all within the existing Planning Division Operating budget.
  
- 5. Capital Projects Work-in-Progress Sub-Committee Report 15-007, November 20, 2015 (Item 8.1)**
  - (a) Public Works – Capital Projects Status Report as of June 30, 2015 (FCS15070) (City Wide)**
    - (i) That the Capital Projects Status Report - Public Works Tax Supported Projects as of June 30, 2015, attached as Appendix “A” to Report FCS15070, be received;
    - (ii) That the Capital Projects Status Report - Public Works Rate Supported Projects as of June 30, 2015, attached as Appendix “B” to Report FCS15070, be received;
    - (iii) That the Capital Projects Status Report - Public Works Tax Supported Projects for Review as of June 30, 2015, attached as Appendix “C” to Report FCS15070, be received; and,
    - (iv) That the Capital Projects Status Report - Public Work Rate Supported Projects for Review as of June 30, 2015, attached as Appendix “D” to Report FCS15070, be received.
  
  - (b) Capital Projects Closing Report as of June 30, 2015 (FCS15066) (City Wide)**
    - (i) That the General Manager of Finance & Corporate Services be directed to close the completed and/or cancelled capital projects listed in Appendix “A” to Report 16-001 in accordance with the Capital Closing Policy;

- (ii) That Appendix “B” to Report CPWIP Report 15-007 detailing the Capital Projects’ Budget Appropriations for the period covering January 1, 2015 through June 30, 2015, be received;
- (iii) That the General Manager of Finance & Corporate Services be authorized to transfer \$80,534.69 to the “Unallocated Capital Levy Reserve (108020)” from capital projects as outlined in Appendix “B” to Report 16-001; and,
- (iv) That Appendix “D” to CPWIP Report 15-007 detailing City of Hamilton Capital Project Closing Funding Sources – Tax Levy Supported Program & Rate Supported Program as of June 30, 2015, be received.

**6. Facility Naming Sub-Committee Report 15-003, November 30, 2015 (Item 8.2)**

**(a) Revisions to the City of Hamilton Municipal Property and Building Naming Policy (PW05142(b)) (Item 8.1)**

That the revised City of Hamilton Municipal Property and Building Naming Policy, as outlined in Appendix “C” to Report 16-001, be approved.

**(b) Naming of “Confederation Beach Park” (PW15084) (Wards 5 & 10) (Item 8.2)**

That the request to rename 680 Van Wagners Beach Road, Hamilton, currently known as Confederation Park, to “Confederation Beach Park”, be approved.

**(c) Naming of the “Honourable Bob Mackenzie Park” (PW15083) (Ward 4) (Item 8.3)**

That the request to rename 122 Province Street North, known as Crown Point East Park, to the “Honourable Bob Mackenzie Park” be approved, as this request meets the guidelines set out in the City of Hamilton Municipal Property and Building Naming Policy.

**(d) Naming of Fieldcote Bandshell (PED15197) (Ward 12) (Added Item 8.6)**

That the request to name the bandshell at Fieldcote Memorial Park and Museum (not previously assigned any formal name), to the “Jim Green Bandshell”, be approved.

- (e) **Proposed Memorial for the late Sergeant Shawn Eades (Added Item 9.1)**
- (i) That the Mohawk/Sanatorium Parkette, located at 260 Mohawk Road West, Hamilton, be renamed in memory of fallen soldier Sergeant Shawn Eades, who grew up in Hamilton;
  - (ii) That approval for the memorial from the family of Sergeant Shawn Eades, be confirmed before installation;
  - (iii) That the funding for the sign be confirmed with the requestor, the Canadian Heroes Foundation;
  - (iv) That details of the proposed memorial for the late Sergeant Shawn Eades be shared with the Hamilton Veteran's Advisory Committee for their information;
  - (v) That any concerns from the Hamilton Veteran's Advisory Committee respecting the Proposed Memorial for Sergeant Shawn Eades be directed to the Facility Naming Sub-Committee; and,
  - (vi) That any and all subsequent applications for renaming of military personnel be assessed in accordance with the Municipal Property and Building Naming Policy (2015) and where the request does not meet the policy criteria, the requestor be referred to alternate options for commemoration including the Commemorative Park Bench and Tree program, legacy bricks at Peace Memorial Park, or the Place of Honour.

**7. International Village Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2016 (PED16001) (Wards 2 and 3) (Item 8.3)**

- (a) That the 2016 Operating Budget for the International Village Business Improvement Area (BIA), attached as Appendix "D" to Report 16-001, be approved in the amount of \$140,000;
- (b) That the levy portion of the Operating Budget for the International Village Business Improvement Area (BIA) in the amount of \$140,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law, pursuant to Section 208 of the *Municipal Act*, 2001, to levy the 2016 Budget as referenced in Recommendation (b) of Report PED16001; and,
- (d) That the following schedule of payments for 2016, be approved:

January	\$70,000
June	\$70,000

**8. Waterdown Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2016 (PED16002) (Ward 15) (Item 8.4)**

- (a) That the 2016 Operating Budget for the Waterdown Business Improvement Area (BIA), attached as Appendix "E" to Report 16-001, be approved in the amount of \$230,000;
- (b) That the levy portion of the Operating Budget for the Waterdown Business Improvement Area (BIA) in the amount of \$230,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law, pursuant to Section 208, of the *Municipal Act*, 2001, to levy the 2016 Budget as referenced in Recommendation (b) of Report PED16002; and,
- (d) That the following schedule of payments for 2016, be approved:

February	\$115,000
June	\$115,000

**9. Stoney Creek Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2016 (PED16004) (Ward 9) (Item 8.5)**

- (a) That the 2016 Operating Budget for the Stoney Creek Business Improvement Area (BIA), attached as Appendix "F" to Report 16-001, be approved in the amount of \$33,900;
- (b) That the levy portion of the Operating Budget for the Stoney Creek Business Improvement Area (BIA) in the amount of \$28,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite By-law pursuant to Section 208, of the *Municipal Act*, 2001, to levy the 2016 Budget as referenced in Recommendation (b) of Report PED16002; and,
- (d) That the following schedule of payments for 2016, be approved:

January	\$14,000
June	\$14,000

**10. Westdale Village Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2016 (PED16005) (Ward 1) (Item 8.6)**

- (a) That the 2016 Operating Budget for the Westdale Village Business Improvement Area (BIA), attached as Appendix “G” to Report 16-001, in the be amount of \$125,000 approved;
- (b) That the levy portion of the Operating Budget for the Westdale Village Business Improvement Area (BIA) in the amount of \$125,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be hereby authorized and directed to prepare the requisite by-law pursuant to Section 208, of the *Municipal Act, 2001*, to levy the 2016 Budget as referenced in Recommendation (b) of Report PED16005; and,
- (d) That the following schedule of payments for 2016, be approved:

January	\$62,500
June	\$62,500

**11. Dundas Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2016 (PED16006) (Ward 13) (Item 8.7)**

- (a) That the 2016 Operating Budget for the Dundas Business Improvement Area (attached as Appendix “H” to Report 16-001), be approved in the amount of \$177,750;
- (b) That the levy portion of the Operating Budget for the Dundas Business Improvement Area in the amount of \$119,800, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite by-law pursuant to Section 208, of the *Municipal Act, 2001*, to levy the 2016 Budget as referenced in sub-section (b) above; and,
- (d) That the following schedule of payments for 2016, be approved:

January	\$59,900
June	\$59,900

**12. International Village Business Improvement Area (BIA) Revised Board of Management (PED16011) (Wards 2 and 3) (Item 8.8)**

That the following individuals be appointed to the International Village Business Improvement Area (BIA) Board of Management:

- (i) Emily Groom
- (ii) Lyndsay Boyd

**13. Main West Esplanade Business Improvement Area (BIA) Appointment of the 2015 - 2018 Board of Management (PED16008) (Wards 1 and 2) (Item 8.9)**

That the following individuals be appointed to the Board of Management of the Main West Esplanade Business Improvement Area (BIA) for the remainder of the four year term (2014-2018), which coincides with that of City Council:

- (i) Councillor Aidan Johnson
- (ii) Councillor Jason Farr
- (iii) Mark Gould
- (iv) Bender Chug
- (v) Peter Loukas
- (vi) Joe Castellano
- (vii) Augie Ammendolia
- (viii) Sharon Reichheld
- (ix) Adam Law

**14. Hamilton CarShare Corporate Membership (PW11081(b)) (City Wide) (Item 8.10)**

That the corporate CarShare pilot be transitioned into a permanent program offering City departments with a viable, cost effective alternative to a casual use fleet vehicle for City business.

**15. Amendment to the York Boulevard Pedestrian Bridge Agreement (PED16019) (Ward 2) (Item 8.11)**

- (a) That an Amending Agreement to the Hamilton Eaton Centre Bridge Agreement, dated November 9, 1988, between the City of Hamilton and Hamilton City Centre Holdings Inc., in accordance with Report PED16019, be approved; and,
- (b) That the General Manager of Planning and Economic Development be authorized and directed to execute, on behalf of the City of Hamilton, the Amending Agreement in subsection (a) of Report PED16019, together

with any ancillary documentation required, in a form satisfactory to the City Solicitor.

**16. Small Business Enterprise Centre (SBEC) Program Initiatives (PED16035)  
(City Wide) (Item 8.12)**

- (a) That the Hamilton Small Business Enterprise Centre (SBEC) be authorized and directed to execute and deliver the “Launch Local” program with the Ministry of Economic Development Trade, Employment and Infrastructure (MEDEI) and the Ministry of Research and Innovation (MRI);
- (b) That the Hamilton Small Business Enterprise Centre (SBEC) be authorized and directed to continue the delivery of the “Summer Company Program” in 2016 with the Ministry of Economic Development Trade, Employment and Infrastructure (MEDEI) and the Ministry of Research and Innovation (MRI);
- (c) That the General Manager of Planning and Economic Development Department or his designate, be authorized and directed to negotiate and execute, on behalf of the City of Hamilton, all necessary funding agreements, renewals and ancillary documents affecting all programs and initiatives delivered within the Small Business Enterprise Centre (SBEC) programming mandate, with content acceptable to the General Manager of Planning and Economic Development and in a form satisfactory to the City Solicitor; and,
- (d) That Planning and Economic Development Department staff be directed to report back to the General Issues Committee on the progress of the programs delivered by the Small Business Enterprise Centre (SBEC) on an annual basis.

**17. Light Rail Transit Sub-Committee Report 15-002, November 30, 2015 (Item 8.13)**

**Light Rail Transit Sub-Committee Terms of Reference (Item 8.1)**

That the Terms of Reference for the Light Rail Transit Sub-Committee, as amended, and attached as Appendix “1” to Report 16-001, be approved.

**18. ARYZTA Ltd. (formerly Oakrun Bakery) – Municipal Wastewater System (Item 9.1)**

- (a) That the motion, respecting ARYZTA Ltd. (formerly Oakrun Bakery) and the proposed connection to the municipal wastewater system, be referred to the February 2, 2016 Planning Committee meeting for discussion; and,



- (b) That the appropriate staff be directed to be present at the February 2, 2016 Planning Committee to answer questions respecting ARYZTA Ltd. (formerly Oakrun Bakery) and the proposed connection to the municipal wastewater system.
  - (c) That Councillor Ferguson be invited to attend the February 2, 2016 Planning Committee meeting to speak to the motion.
- 19. Proposed Directors Order, Barton Street Properties, Hamilton, Ontario Environmental Bill of Rights (EBR) Registry No. 012-5624 – Residual PCB Pollution from U.S. Based AVX Company (Item 9.2)**
- (a) That the Mayor correspond, on behalf of Hamilton City Council, with the Honourable Glen Murray, Minister of the Environment and Climate Change (“MOECC”), to urge the MOECC to use all available authority and resources to require AVX Corporation to remediate the PCB contaminants that were left behind by it, at its sole expense and in a manner satisfactory to the MOECC; and,
  - (b) That a copy of the letter, along with a copy of the correspondence from the County of Essex, be copied to Premier Kathleen Wynne, the Association and the Warden Tom Bain, County of Essex and Coca Cola, Union Gas and Rosart Properties.

**FOR THE INFORMATION OF COMMITTEE:**

**(a) CHANGES TO THE AGENDA (Item 1)**

The Committee Clerk advised of the following changes to the agenda:

**1. DELEGATION REQUESTS**

- 4.1 John McGrane, of John McGrane Services Ltd., respecting a proposed Sports Bubble at Tim Horton’s Field (For the February 3, 2016 GIC)

**2. PRESENTATIONS**

- 7.1 Government Relations Update (CM16001) (City Wide) – The report writer has withdrawn the report and its presentation from this agenda, as staff requires more time to obtain additional information.

**3. DISCUSSION ITEMS**

- 8.12 Small Business Enterprise Centre (SBEC) Program Initiatives (PED16035) (City Wide)
- 8.13 Light Rail Transit Sub-Committee Report 15-002, November 30, 2015

**4. NOTICES OF MOTIONS**

- 10.1 Proposed Directors Order, Barton Street Properties, Hamilton, Ontario Environmental Bill of Rights (EBR) Registry No. 012-5624 – Residual PCB Pollution from U.S. Based AVX Company (REVISED)

**5. PRIVATE & CONFIDENTIAL**

- 12.2 Personnel Matter (no copy)

Pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 14-300, and Section 239(2), Sub-section (b) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees.

The agenda for the January 13, 2016 General Issues Committee meeting was approved, as amended.

Chris Murray, City Manager, introduced Charles Brown, the new Director of Audit Services, and provided a brief history of Mr. Brown's background.

**(b) DECLARATIONS OF INTEREST (Item 2)**

There were no declarations of interest.

**(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)**

**(i) December 2, 2015 (Item 3.1)**

The Minutes of the December 2, 2015 meeting of the General Issues Committee were approved, as presented.

**(d) DELEGATION REQUESTS (Item 4)**

- (i) John McGrane, of John McGrane Services Ltd., respecting a proposed Sports Bubble at Tim Horton's Field (For the February 3, 2016 GIC) (Item 4.1)**

The delegation request submitted by John McGrane, of John McGrane Services Ltd., respecting a proposed Sports Bubble at Tim Horton's Field, was approved to for the General Issues Committee on February 3, 2016.

**(e) PRESENTATIONS (Item 7)**

- (i) Government Relations Update (CM16001) (City Wide) (Item 7.1)**

As noted in the Changes to the Agenda, the report writer has withdrawn the report and its presentation from this agenda, as staff requires more time to obtain additional information.

- (ii) Position Vacancies within the Planning Division, of the Planning & Economic Development Department (PED16029) (City Wide) (Item 7.2)**

Steve Robichaud, Director of Planning, provided a PowerPoint presentation respecting the position vacancies within the Planning Division. The presentation included, but was not limited to, the following:

- Planning Division – Approved Staff Complement
- Planning Division – Funding Source
- Planning Division – Vacancies (December 31, 2014)
- Development Planning Heritage & Design Staffing (Q2 and Q3 2015)
- Planning Division – 2015 Recruitment Activity
- 2015 Recruitment Activity for the Development Planning Heritage & Design Staffing
- Planning Division – Vacancies (December 31, 2015)
- Transition – Development Planning Heritage & Design Staffing
- Planning Division – Hiring Strategy, Next Steps:

- Number of Vacancies Has Not Changed:
  - 13 Vacant Positions (18% of FTEs) at beginning of 2015
  - 20 Job Postings to fill 28 Positions in 2015
  - 13 Vacant Positions (18% of FTEs) at year's end
  
- Business Facilitation:
  - 2 New Business Facilitators created in 2015
  - Both Positions Filled
  
- 2015 Hiring Strategy:
  - Focus on Team Leaders, Specialists, Planning Technician and Planner II Positions
  - Internal Recruitment creates Vacancies
  - Time Intensive
  
- Moving Forward:
  - Emphasis on Workforce Retention and Professional Development
  - On-Boarding and Transition of Staff
  - Periodic Postings
  - Generic Job Descriptions
  - External Recruitment
  - Mentoring and Development
  
- Planning Division – Complement Adjustment:
  - GRIDS 2041 Update:
    - GRIDS Established City's Growth Strategy to 2031
    - Update of GRIDS
    - Provincial Population and Employment Targets Released in 2013
    - Implementation of 2006 Council Direction and AEGD Settlement

- **Dedicated Project Manager Required:**
  - Lead Public Consultation Process
  - Manage Consultants Retained to assist with GRIDS2 Update
  - Inter-Departmental and Stakeholder Co-ordination
  - Liaise and Integrate with LRT and Elfrida Project Teams
  
- **Conversion of Manager to Senior Project Manager:**
  - No Change in Number of FTE's
  - Current Position is Vacant
  - Capital Funding Approved in 2015 for GRIDS2

**(B. Johnson/Jackson)**

That the presentation respecting Report PED1629 - Position Vacancies within the Planning Division, of the Planning & Economic Development Department, be received.

**CARRIED**

**(f) MOTIONS (Item 9)**

In Councillor Ferguson's absence, Mayor Eisenberger introduced the following Motion on the Councillors behalf:

**(I) ARYZTA Ltd. (formerly Oakrun Bakery) – Municipal Wastewater System (Item 9.1)**

WHEREAS, ARYZTA Ltd. (formerly Oakrun Bakery) at 58 Carluke Road West is an existing, legally established use;

WHEREAS, City Council approved the expansion of the use and a private water servicing connection in 2005 and 2006;

WHEREAS, ARYZTA Ltd. (formerly Oakrun Bakery) has and continues to invest in their manufacturing operations and servicing; and,

WHEREAS, ARYZTA Ltd. (formerly Oakrun Bakery) has been working with the Ministry of the Environment to ensure that ARYZTA Ltd. (formerly Oakrun Bakery) has a long-term sustainable wastewater servicing strategy, but the current soil characteristics limit the servicing options available to ARYZTA Ltd. (formerly Oakrun Bakery);

THEREFORE BE IT RESOLVED:

That ARYZTA Ltd. (formerly Oakrun Bakery) be permitted to connect to the municipal wastewater system, at their cost, in a manner acceptable to the City of Hamilton.

For disposition of this matter, please refer to Item 18.

**(g) NOTICES OF MOTION (Item 10)**

Councillor Merulla introduced the following Notice of Motion:

**10.1 Proposed Directors Order, Barton Street Properties, Hamilton, Ontario Environmental Bill of Rights (EBR) Registry No. 012-5624 – Residual PCB Pollution from U.S. Based AVX Company**

WHEREAS, the properties on Barton Street East, Hamilton who are noted in the proposed Directors EBR Order No. 012-5624, are not the business who created or left behind the PCB contaminants found on those lands; but were residual contaminants created by U.S.-based AVX Corporation;

WHEREAS, the U.S.-based AVX Corporation has neither made any attempt to remediate the contamination from those lands nor taken any corporate responsibility;

WHEREAS, subsequent property owners are not responsible or to blame for the contamination left behind by the previous business owner;

WHEREAS, the proposed Order would be detrimental to the economic development of brownfield lands in Hamilton, or any other Ontario community; and,

WHEREAS, other municipalities and the subsequent owners of the affected properties are asking for the Order to be reconsidered / dismissed (attached hereto as Appendices "A" and "B");

THEREFORE BE IT RESOLVED:

- (a) That the Mayor correspond, on behalf of Hamilton City Council, with the Honourable Glen Murray, Minister of the Environment and Climate Change ("MOECC"), to urge the MOECC to use all available authority and resources to require AVX Corporation to remediate the PCB contaminants that were left behind by it, at its sole expense and in a manner satisfactory to the MOECC; and,
- (b) That a copy of the letter, along with a copy of the correspondence from the County of Essex, be copied to Premier Kathleen Wynne,

the Association and the Warden Tom Bain, County of Essex and Coca Cola, Union Gas and Rosart Properties.

The Rules of Order were waived to allow for the introduction of a motion respecting the Proposed Directors Order, Barton Street Properties, Hamilton, Ontario Environmental Bill of Rights (EBR) Registry No. 012-5624 – Residual PCB Pollution from U.S. Based AVX Company.

For disposition of this matter, please refer to Item 19.

**(h) GENERAL INFORMATION / OTHER BUSINESS (Item 11)**

**(i) Amendments to the Outstanding Business List (Item 11.1)**

The following item was considered complete and removed from the General Issues Committee's Outstanding Business list:

2. Item "F" - Tactical Urbanism Partnership (Report PW13068(b))

**(i) PRIVATE & CONFIDENTIAL (Item 12)**

**(i) Closed Session Minutes – December 2, 2015 (Item 12.1)**

As the General Issues Committee determined that no discussion, respecting the Closed Session Minutes of December 2, 2015, meeting was required, the Minutes were approved in Open Session, as shown below:

- (a) The Closed Session Minutes of the December 2, 2015, meeting of the General Issues Committee were approved, as presented; and,
- (b) The Closed Session Minutes of December 2, 2015, meeting of the General Issues Committee, will remain confidential and restricted from public disclosure.

The General Issues Committee moved into Closed Session, respecting Item 12.2, regarding Personnel Matters, pursuant to Section 8.1, Sub-section (b) of the City's Procedural By-law 14-300, and Section 239(2), Sub-section (b) of the *Municipal Act*, 2001, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City employees.

**(ii) Personnel Matters (Item 12.2)**

The Private and Confidential update respecting Personnel matters was received.

There was nothing further to report in Open Session.

**(j) ADJOURNMENT (Item 13)**

That, there being no further business, the General Issues Committee, be adjourned at 11:45 a.m.

**CARRIED**

Respectfully submitted,

M. Pearson, Deputy Mayor  
Chair, General Issues Committee

Stephanie Paparella  
Legislative Coordinator  
Office of the City Clerk