



City of Hamilton

CITY COUNCIL ADDENDUM

Wednesday, May 23, 2018, 5:00 P.M.
Council Chambers, Hamilton City Hall
71 Main Street West

5. COMMUNICATIONS

- *5.17 Correspondence from Ms. Tsui's Grade 2 Class, Pauline Johnson School respecting the single use of plastic water bottles.

Recommendation: Be received and referred to Item 5 of the Board of Health Report 18-005.

7. MOTIONS

- *7.2 Zoning of Residential Care Facilities
- *7.3 Zoning By-law Regulations for Accessory Apartments

8. NOTICES OF MOTIONS

- *8.1 Amendment to Item 15 (a), (c) and (d) of the General Issues Committee Report 18-002, January 17, 2018 (Tax Assistance Programs for Seniors and Low Income Persons with Disabilities (FCS18005) (City Wide))
- *8.2 Community Grants for Ward 3
- *8.3 Investment Stabilization Reserve Funded Projects (Ward 14)
- *8.4 Dedicated Parking Enforcement Officer in the Mohawk Precinct
- *8.5 Heritage Green Community Fireworks Canada Day Display by Kingsview Church
- *8.6 Eringate Park Pathway Phase 2 Light Installation

*8.7 A.M. Cunningham School Playground Replacement (Ward 4)

Pilon, Janet

Subject: motion to ban single use water bottles

From: Hali Tsui

Sent: May-22-18 8:10 AM

To: Pilon, Janet <Janet.Pilon@hamilton.ca>

Subject: motion to ban single use water bottles

'Mayor and Members of Council' (referring to Item 7.1 of the Board of Health report):

Tuesday, May 22, 2018.

Dear Mayor and Members of Council,

We are Ms. Tsui's grade 2 class. We attend Pauline Johnson School on Hamilton Mountain. We think that single use plastic water bottles are a big problem. We give them a double thumbs down! We think that plastic is a catastrophe! For one, it takes thousands of years to break down. That means our environment is not healthy because plastic ends up in the ocean as a huge island of garbage. Sea animals can eat the plastic garbage and they feel full so they don't eat real food. Then they die. That is very sad. The City of Hamilton should make a rule to ban single use plastic and we know you can help. We hope you accept our message and understand why we don't like plastic!

Sincerely,

Ms. Tsui's Grade 2 class

CITY OF HAMILTON MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR T. JACKSON.....

SECONDED BY MAYOR / COUNCILLOR.....

Zoning of Residential Care Facilities

WHEREAS, Residential Care Facilities are permitted in the zoning by-laws of the former communities of Dundas, Flamborough, Glanbrook, Hamilton and Stoney Creek, but not in Ancaster;

WHEREAS, the City of Hamilton’s consolidated Zoning By-law No. 05-200 permits residential care facilities in the rural, institutional and commercial/mixed used zones applied across the City of Hamilton Zoning;

WHEREAS, the last review of the zoning regulations and permissions for Residential Care Facilities occurred in 2001;

WHEREAS, the Urban Hamilton Official Plan policies permit and encourage Residential Care Facilities throughout the residential areas on the entire urban areas of Ancaster, Dundas, Hamilton, Flamborough, Glanbrook and Stoney Creek; and

WHEREAS, the City is currently in the process of updating the zoning by-law for the residential areas;

THEREFORE, IT BE RESOLVED:

- (a) That staff be directed to review and report back to the Planning Committee on the current Residential Care Facilities zoning by-law permissions for all residential areas in the urban areas of the City;
- (b) That staff be directed to report back to the Planning Committee on the process for revising the regulations to harmonize the Residential Care Facilities zoning permissions to implement the Urban Hamilton Official Plan; and,
- (c) That staff be directed to report back to the Planning Committee on the process going forward, including community and stakeholder consultation, to update and harmonize the zoning by-law regulations for Residential Care Facilities.

CITY OF HAMILTON MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR T. JACKSON.....

SECONDED BY COUNCILLOR.....

Lifting the Motion respecting Zoning By-law Regulations for Accessory Apartments, Tabled at the May 9, 2018 Council meeting

That the motion respecting Zoning By-law Regulations for Accessory Apartments, Tabled at the May 9, 2018 Council meeting, which reads as follows be LIFTED from the table:

Zoning By-Law Regulations for Accessory Apartments

WHEREAS the City of Hamilton Zoning By-law No. 6593 permits accessory apartments as of right throughout the former City of Hamilton;

WHEREAS the Hamilton regulations were updated in 1992 with the intent of encouraging accessory apartments throughout the entire City;

WHEREAS the Urban Hamilton Official Plan policies permit and encourage accessory apartments throughout residential areas on the entire urban areas of Ancaster, Dundas, Hamilton, Flamborough, Glanbrook and Stoney Creek;

WHEREAS the Places to Grow Plan requires the City of Hamilton to prepare and implement a comprehensive housing strategy that includes accessory apartments; and

WHEREAS the City is currently in the process of updating the zoning by-law for the residential areas.

THEREFORE BE IT RESOLVED:

That staff be directed to:

- a) review and report back on the current accessory apartment zoning by-law permissions for all residential areas in the urban areas of the City; and,
- b) review the process going forward for revising the regulations to harmonize accessory apartment zoning permissions to implement the UHOP and conform to provincial requirements.

CITY OF HAMILTON MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR T. JACKSON.....

SECONDED BY COUNCILLOR.....

Zoning By-Law Regulations for Accessory Apartments

WHEREAS the City of Hamilton Zoning By-law No. 6593 permits accessory apartments as of right throughout the former City of Hamilton;

WHEREAS the Hamilton regulations were updated in 1992 with the intent of encouraging accessory apartments throughout the entire City;

WHEREAS the Urban Hamilton Official Plan policies permit and encourage accessory apartments throughout residential areas on the entire urban areas of Ancaster, Dundas, Hamilton, Flamborough, Glanbrook and Stoney Creek;

WHEREAS the Places to Grow Plan requires the City of Hamilton to prepare and implement a comprehensive housing strategy that includes accessory apartments; and

WHEREAS the City is currently in the process of updating the zoning by-law for the residential areas.

THEREFORE BE IT RESOLVED:

That staff be directed to:

- c) review and report back on the current accessory apartment zoning by-law permissions for all residential areas in the urban areas of the City; and,
- d) review the process going forward for revising the regulations to harmonize accessory apartment zoning permissions to implement the UHOP and conform to provincial requirements.

CITY OF HAMILTON

NOTICE OF MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR T. JACKSON.....

Amendment to Item 15 (a), (c) and (d) of the General Issues Committee Report 18-002, January 17, 2018 (Tax Assistance Programs for Seniors and Low Income Persons with Disabilities (FCS18005) (City Wide))

WHEREAS, The Council of the City of Hamilton approved the criteria for the Deferral of Tax Increases Program, Full Tax Deferral Program and Seniors (65+) Tax Rebate Program, contained in Appendices D, E and F, respectively, to Item 15 of GIC Report 18-002 "Tax Assistance Programs for Seniors and Low Income Persons with Disabilities" (Report FCS18005); and

WHEREAS, Gross or Manifest Clerical Errors were included in the criteria.

THEREFORE BE IT RESOLVED:

- (a) That a three-year pilot for a Deferral of Full Taxes for Seniors and Low Income Persons with Disabilities Program ("Full Tax Deferral Program") be approved under the criteria included in the attached **Amended** Appendix "D" to GIC Report 18-002, **to correct the following**:
- (i) Under the heading "Income", "aggregate taxable income" should be amended to "**aggregate total income**";
 - (ii) Under the heading "Application", "tax account" should be amended to "**deferral account**"; and
 - (iii) Under the heading "Repayment", "tax account" should be amended to "**deferral account**".
- (c) That the revised criteria for the Deferral of Tax Increases for Seniors and Low Income Persons with Disabilities Program ("Deferral of Tax Increases Program") listed in the attached **Amended** Appendix "E" to GIC Report 18-002 **to correct the following**, be approved;
- (i) Under the heading "Income", "aggregate taxable income" should be amended to "**aggregate total income**";
 - (ii) Under the heading "Application", "tax account" should be amended to "**deferral account**";
 - (iii) Under the heading "Repayment", "tax account" should be amended to "**deferral account**, and
 - (iv) Under the heading "Repayment", the words "will continue to be subject to interest and" and "or if the owner is no longer eligible" should be deleted.

- (d) That the criteria for the Seniors (65+) Tax Rebate Program listed in the attached **Amended** Appendix “F” to Report 18-002, **to correct the following**, be approved;
- (i) Under the heading “Income”, “aggregate taxable income” should be amended to “**aggregate total income**”.
- Amended Appendix “D” to Item 15(a) of GIC Report 18-002**

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**Tax Deferral Programs for Seniors and Low Income Persons with Disabilities
Criteria for Full Tax Deferral Program**

Deferred amount:

- Up to the total taxes for applicable taxation year including municipal and education taxes. Partial deferrals are permitted.
- Accumulated deferred amounts including interest should not exceed 40% of the assessed value of the property (referred to as the assessment cap).
- Other charges added to the tax bill throughout the year such as local charges, water arrears, property standards, etc. are not part of the deferral.

Eligible person:

- The owner, the owner’s spouse or both are 65 years of age in the year preceding the taxation year in which the deferral would be granted.
- OR
- The owner or the owner’s spouse is a low income person with disabilities who is in receipt of assistance paid under the Ontario Disability Support Program (ODSP) or a disability amount paid under the Guaranteed Income Supplement (GIS) or an amount paid under the CPP disability benefit.
 - Only eligible if the registered owners are not participating in any other City of Hamilton property tax relief program.

Income:

- The **aggregate total income** of all applicants is no more than 150% of the GIS Maximum Annual Income (combined), as published by the Government of Canada for individuals whose spouse / common law receives the full OAS pension. This threshold applies regardless of marital status (\$34,800 for 2017).
- The income threshold will be verified against Line 150 – Total Income on the previous year’s Notice of Assessment(s) from Canada Revenue Agency.

Property:

- The property must be assessed in the residential property class. For multiple use properties, only the residential portion is used to determine eligibility.
- Must be the principal residence of the applicant.
- Property taxes for the prior years must be up to date at the time of the application.
- A registered owner cannot apply for a deferral for more than one property.

Ownership:

- Must have owned the property for at least one year preceding the application date.

Application:

- Annual application is required to defer the current year's taxes. If an application is not made for the taxation year, the property taxes for the taxation year become payable.
- If an application is not received for the current taxation year, previously deferred amounts will remain in the **deferral account** until they become payable.
- For 2018, taxation year, the application can be made any time during the year and up to the last business day of September. This deadline may be reviewed for the subsequent taxation years.
- The applicant, the applicant's spouse and all registered owners must apply and qualify.
- Any taxes paid prior to the submission of successful application will be refunded.

Penalties & Interest:

- Deferred amounts will be subject to interest, compounded annually, based on the City's external debt forecasting assumptions (5% for 2018 - to be revised annually).
- Interest will be charged starting January 1st of the applicable taxation year.
- Penalties and interest charged before an application is accepted will be cleared.
- Penalties and interest incurred before an application is rejected will be applied to the tax account.

Special Lien:

- Deferred amounts and interest and penalties, if applicable, are special lien on the respective property. Deferred amounts and any interest and penalties will be shown in the Tax Certificate.

Repayment:

- If the current owner / applicant is no longer eligible, deferred amounts will remain in the **deferral account** until the property is sold.
- Deferred amounts plus interest become payable immediately if the property is sold.
- If, at any point, the assessment cap is reached, no additional deferrals will be allowed for the property, regardless of CVA changes. Existing deferred amounts will continue to be subject to interest and will become payable when the property is sold, or if the owner is no longer eligible.

Fees:

- Non-refundable application fee of \$200 plus applicable HST for 2018. To be revised annually and included in the User Fee reports.
- Annual renewal fee of \$100 plus applicable HST for 2019. To be revised annually and included in the User Fee and Tax Policy reports.

Tax Deferral Programs for Seniors and Low Income Persons with Disabilities
Criteria for Deferral of Tax Increases Program

Deferred amount:

- The tax increase for any single year including municipal and education taxes.
- Accumulated deferred amounts including interest should not exceed 40% of the assessed value of the property (referred to as the assessment cap).

Eligible person:

- The owner or the owner's spouse or both are 65 years of age in the year preceding the taxation year in which the deferral would be granted.
- OR
- The owner or the owner's spouse is a low income person with disabilities who is in receipt of assistance paid under the Ontario Disability Support Program (ODSP) or a disability amount paid under the Guaranteed Income Supplement (GIS) or an amount paid under the CPP disability benefit.
 - Only eligible if the registered owners are not participating in any other City of Hamilton property tax relief program.

Income:

- The **aggregate total income** of the owner and the owner's spouse is no more than 150% of the GIS Maximum Annual Income (combined), as published by the Government of Canada for individuals whose spouse / common law receives the full OAS pension. This threshold applies regardless of marital status (\$34,800 for 2017).
- The income threshold will be verified against Line 150 – Total Income on the previous year's Notice of Assessment(s) from Canada Revenue Agency.

Property:

- The property must be assessed in the residential property class. For multiple use properties, only the residential portion is used to determine eligibility.
- Must be the principal residence of the applicant.
- Property taxes for the previous years must be up to date at the time of the application.
- A registered owner cannot apply for a deferral for more than one property.

Ownership:

- Must have owned the property for at least one year preceding the application date.

Application:

- Annual application is required to defer the current year's tax increase.
- If an application is not received for the current taxation year, previously deferred amounts will remain in the **deferral account** until they become payable.
- The application can be made any time during the year and up to the last business day of February of the following year.
- The applicant, the applicant's spouse and all registered owners must be indicated at the time of the application.

Interest:

- The deferred amounts are not charged interest while the participant is eligible for the program. Where deferred amounts become payable and not immediately repaid, the outstanding amount becomes subject to interest.

Special Lien:

- Deferred amounts and interest and penalties, if applicable, are a special lien on the participating property. Deferred amounts and any interest and penalties will be shown in the Tax Certificate.

Repayment

- If the current owner / applicant is no longer eligible, deferred amounts will remain in the **deferral account** until the property is sold.
- Deferred amounts plus interest, if any, become payable immediately if the property is sold.
- If, at any point, the assessment cap is reached, no additional deferrals will be allowed for the property, regardless of Current Value Assessment (CVA) changes. Existing deferred amounts ~~will continue to be subject to interest and~~ will become payable when the property is sold, ~~or if the owner is no longer eligible.~~

Criteria for the Seniors (65+) Tax Rebate Program

Rebate:

- \$186 for 2017 indexed annually by the Consumer Price Index (CPI).

Eligible person:

- The owner, the owner’s spouse or both are 65 years of age or older in the year preceding the taxation year in which the rebate would be granted.

Income:

- The **aggregate total income** of the owner and the owner’s spouse is no more than 150% of the GIS Maximum Annual Income (combined), as published by the Government of Canada for individuals whose spouse / common law receives the full OAS pension. This threshold applies regardless of marital status (\$34,800 for 2017).
- The income threshold will be verified against Line 150 – Total Income on the previous year’s Notice of Assessment(s) from Canada Revenue Agency.

Property:

- The property must be assessed in the residential property class. For multiple use properties, only the residential portion is used to determine eligibility.
- Must be the principal residence of the applicant.
- The assessed value of the property is no more than 120% of the average assessed value for single-dwelling residences within the City (\$409,200 for 2017).
- Property taxes for the prior years must be up to date at the time of the application.

Ownership:

- Must have owned the property for at least one year preceding the application date.

Occupancy:

- The personal residence is occupied by the owner, the owner’s spouse, or both at the time of the application.
- A registered owner cannot apply for a rebate for more than one property.

Application:

- A one-time application is required to join the program.
- The application can be made any time during the year and up to the last business day of February of the following year.
- All registered owners and their relationship with the main applicant must be indicated at the time of the application.

Annual Review:

- The City’s Taxation staff will undertake an annual review process of a sample of the applications on file in order to verify if all conditions still apply.

CITY OF HAMILTON

NOTICE OF MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR M. GREEN.....

Community Grants for Ward 3

WHEREAS, cell tower revenues from Ward 3 of \$17,128.19 are available in project 3301609603 to provide financial support to community led projects and initiatives that benefit Ward 3;

THEREFORE BE IT RESOLVED:

- (a) That the funding for the following programs and initiatives, to be financed from the Cell Tower Revenues Project 3301609603, be approved:
- (i) That Crown Point Youth Soccer is granted funds in the amount of \$1,000 to support the purchase of much-needed equipment for the upcoming season of youth soccer and to ensure a barrier-free soccer experience for families of the Crown Point community;
 - (ii) That the Older Adult Network of Hamilton is granted funds in the amount of \$1,000 to support the Senior's Month Kick-Off Festival at the Michelangelo Event and Conference Centre. This one-day festival helps to connect seniors with numerous programs and services, and will feature entertainment, workshops, and refreshments at no cost;
 - (iii) That Gage Park Softball Association is granted funds in the amount of \$1,000 to support a locally accessible and affordable softball league, open to youth ages 4-18, with games taking place in Gage Park;
 - (iv) That Branches of Native Development is granted funds in the amount of \$1,500 to support the Indigenous component of the Strawberry Thunder Festival, which will include drumming, dancing, singing, and community education regarding Indigenous culture;
 - (v) That LUSO Support Centre of Hamilton is granted funds in the amount of \$1,000 to support the E.C.H.O. (Empowerment, Culture, Hope, and Opportunity) program for adults with special needs;

- (vi) That Hamilton Dialogues is granted funds in the amount of \$1,000 to support deLight Fest 2018, a yearly festival celebrating winter and community. In 2018, the festival will take in Gage Park and will include a display of 'garbage trees' that seek to remind the community of the ecological impacts of our actions;
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

CITY OF HAMILTON

NOTICE OF MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR R. PASUTA.....

Investment Stabilization Reserve Funded Projects (Ward 14)

WHEREAS, modern winters appear to have accelerated the deterioration of roads throughout Ward 14 as a result of increased frequency of freeze/thaw cycles and more extreme variability of temperatures; and,

WHEREAS, the City of Hamilton current has competitively bid projects and prices available as a base for comparison and negotiation that can be used to ensure value for money on the award of the proposed works; and,

WHEREAS, given the current resources along with the time needed to complete a tender and award process, road improvements cannot be addressed within the normal process manner during the 2018 construction process,

THEREFORE BE IT RESOLVED:

- (a) That Concession 5 West from Westover Road to Middletown Road, at an estimated cost of \$100,000, with the work to include the rehabilitation of the existing asphalt with repaving as identified within C15-03-18(M) 2018 Surface Treatment Program – Cornell Construction (award pending); and,
- (b) That roads in the Greensville area, being Oak Ave, Mountain View Dr to 660m W of Rosebough, Greenwood Court, Bayview Avenue to End of Street, Maple Avenue, Park Avenue to End of Street, Park Avenue, Hillcrest Avenue to Maple Avenue, Bayview Avenue, Maple Avenue to End of Street, Flamboro Court, Rosebough Street to End of Street, Rosebough Street, Hwy # 8 to Maple Avenue, Valleydale Court, Rosebough Street to End of Street, Grandview Court, Rosebough St to End of Street, Jameson Dr, Mountain View Dr to Rosebough St, Jameson Dr, Rosebough St to End of Street, Webster, Mountain View Dr to Park Avenue, Marion Drive, Webster Street to Hillcrest Avenue, Hillcrest Drive, Park Avenue to End of Street, Newton Avenue, Park Avenue to End of Street, Highview Court, Park Avenue to End of Street, at an estimated cost of \$800,000, with the work to include the rehabilitation of the existing asphalt with repaving as

identified within Contract C15-04-18(M) 2018 Bonded Wearing Course Program – Norjohn Contracting (award pending); and,

- (c) That the Ward 14 allocation, in the amount of \$900,000 (Project ID 4031811814) previously approved from the Investment Stabilization Reserve Account (112300) be utilized to fund the asset preservation of Concession 5 West from Westover Road to Middletown Road, and those roads previously identified within the Greenville area, and,
- (d) That upon project completion, should any surplus funding be generated, that the same be transferred to the Ward 14 road maintenance being project no. 4031611614.
- (e) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

CITY OF HAMILTON

NOTICE OF MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR T. WHITEHEAD.....

Dedicated Parking Enforcement Officer in the Mohawk Precinct

WHEREAS, there are chronic parking issues in the Mohawk precinct;

WHEREAS, from March 1st 2017 – March 1st 2018 there was a total of 2848 tickets issued in the Mohawk Precinct totaling \$79,468.00 in parking fines; and

WHEREAS, these parking statistics demonstrate a pronounced demand for increasing the capacity in parking enforcement presence in the Mohawk precinct;

THEREFORE BE IT RESOLVED:

That staff look at the feasibility of a dedicated parking enforcement officer in the Mohawk precinct.

CITY OF HAMILTON NOTICE OF MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR D. CONLEY.....

Heritage Green Community Fireworks Canada Day Display by Kingsview Church

WHEREAS, the Kingsview Community Church supports the Heritage Green Community and,

WHEREAS, to celebrate Canada Day for the community on location.

THEREFORE, BE IT RESOLVED:

- (a) That the funding for the following initiative, to be financed from the Stoney Creek Compensation Royalties (Terrapure Landfill) Reserve 117036, Special Events Account 55948, be approved:
 - (i) That \$5,000 be provided to Kingsview Church to support upper Stoney Creek for their Canada Day celebration fireworks display to be put on at the Kingsview Church.
- (b) That the Mayor and Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

CITY OF HAMILTON

MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR D. CONLEY.....

SECONDED BY COUNCILLOR.....

That the Rules of Order be waived to allow for the introduction of a motion regarding Heritage Green Community Fireworks Canada Day Display by Kingsview Church.

CITY OF HAMILTON

MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR D. CONLEY.....

SECONDED BY COUNCILLOR.....

Heritage Green Community Fireworks Canada Day Display by Kingsview Church

WHEREAS, the Kingsview Community Church supports the Heritage Green Community and,

WHEREAS, to celebrate Canada Day for the community on location.

THEREFORE, BE IT RESOLVED:

- (c) That the funding for the following initiative, to be financed from the Stoney Creek Compensation Royalties (Terrapure Landfill) Reserve 117036, Special Events Account 55948, be approved:
 - (ii) That \$5,000 be provided to Kingsview Church to support upper Stoney Creek for their Canada Day celebration fireworks display to be put on at the Kingsview Church.
- (d) That the Mayor and Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

CITY OF HAMILTON

NOTICE OF MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR D. CONLEY.....

Eringate Park Pathway Phase 2 Light Installation

WHEREAS, the Eringate Park pathway phase of this project had lights installed on the path between Second Road West and Gatestone Drive; and

WHEREAS, the pathway from Gatestone Drive to First Road West remains dark.

THEREFORE, BE IT RESOLVED:

- (a) That \$142,000 for the Recreation Department to fund the installation of solar lights along the Eringate Park pathway from Gatestone Drive to First Road West, to be funded from the Ward 9 Minor Maintenance Account 4031611609, be approved; and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

CITY OF HAMILTON

NOTICE OF MOTION

Council: May 23, 2018

MOVED BY COUNCILLOR S. MERULLA.....

A.M. Cunningham School Playground Replacement (Ward 4)

WHEREAS, the A.M. Cunningham School playground replacement project is an approved capital project through Item 10 of the Public Works Committee 18-001;

WHEREAS, staff have been working towards the required legal agreements and tender to proceed with the project;

WHEREAS, the tender has closed and additional funds are required to award the contract; and,

WHEREAS, the A.M. Cunningham School playground is an important recreational resource in the neighbourhood that requires replacement;

THEREFORE BE IT RESOLVED:

- (a) That \$100,000 from the Ward 4 Capital Reserve 108054 be allocated to the A.M. Cunningham School capital project id 4241809403 to allow the project to proceed.
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.