



City of Hamilton
GENERAL ISSUES COMMITTEE REVISED

Meeting #: 19-013
Date: July 8, 2019
Time: 9:30 a.m.
Location: Council Chambers, Hamilton City Hall
71 Main Street West

Stephanie Paparella, Legislative Coordinator (905) 546-2424 ext. 3993

1. CEREMONIAL ACTIVITIES

2. APPROVAL OF AGENDA

(Added Items, if applicable, will be noted with *)

3. DECLARATIONS OF INTEREST

4. APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 June 19, 2019

5. COMMUNICATIONS

5.1 Correspondence from Donna Hays, respecting an alternative observation of the Yellow Vests movement.

Recommendation: Be received and referred to the consideration of Item 10.10

5.2 Correspondence from Myke Hutchings respecting the 2SLGBTQIA+ community in Hamilton.

Recommendation: Be received and referred to the consideration of Item 10.10

5.3 Correspondence from Associate Professors Margot Francis and Tamara El-Hoss, Brock University, respecting Pride Violence.

Recommendation: Be received and referred to the consideration of Item 10.10

5.4 Correspondence from Erin Poole, respecting Pride Violence.

Recommendation: Be received and referred to the consideration of Item 10.10

5.5 Correspondence from Melanie Parish, respecting Pride and Post Pride Happenings in Hamilton

Recommendation: Be received and referred to the consideration of Item 10.10

*5.6 Correspondence from the Hamilton Status of Women Committee in support of Item 11.3

respecting Integrating an Equity, Diversity & Inclusion (EDI) Framework to the Policies and Procedures of the Selection Committee and Interview Sub-Committees respecting the Appointment of Citizens to the City's Agencies, Boards and Committees

*5.7 Correspondence from Lauren Stephen respecting an Individual Arrested in Pride Hamilton Disturbance

*5.8 Correspondence from C.A. Klassen respecting an Open Letter to Mayor Eisenberger and Pride Events

*5.9 Correspondence from Cathie Puckering, President and CEO, John C. Munro Hamilton International Airport, respecting Climate Change

6. DELEGATION REQUESTS

6.1 Kristeen Sprague, respecting Item 10.10 Hate Related Activities on City of Hamilton Properties (LS19031/PW19068) (for today's meeting)

*6.2 Dave Carson, respecting Airport Carbon Accreditation (for today's meeting)

*6.3 Chris McLaughlin, Bay Area Restoration Council, respecting Item 11.2, City-Wide Stormwater Rate Program Review (for today's meeting)

*6.4 Jen Baker, Hamilton Naturalists' Club, respecting Item 11.2, City-Wide Stormwater Rate Program Review (for today's meeting)

*6.5 Justin Long, Yellow Vests Protestors, respecting Item 10.10 Hate Related Activities on City of Hamilton Properties (LS19031/PW19068) (City Wide) (for today's meeting)

*6.6 Ian Borsuk, Environment Hamilton, respecting Item 11.2, City-Wide Stormwater Rate Program Review (for today's meeting)

- *6.7 Mike Wood and Elizabeth Ellis, Hamilton ACORN, respecting Item 11.1, Modifications to the Guidelines and Criteria for the Barton/Kenilworth Tax Increment Grant Program (for today's meeting)
- *6.8 Giuliana Casimirri, Green Venture, respecting Item 11.2, City-Wide Stormwater Rate Program Review (for today's meeting)

7. CONSENT ITEMS

- 7.1 Local Impact of the Celebrate Ontario Fund on Festivals in Hamilton (PED19147) (City Wide)

8. PUBLIC HEARINGS / DELEGATIONS

- 8.1 Justin Page, CM, respecting recognition for local Order of Canada Recipients

9. STAFF PRESENTATIONS

- 9.1 Hamilton Urban Indigenous Strategy (HSC19030) (City Wide) (Referred from E&CS to GIC by Council on June 26, 2019)
- 9.2 2020 Budget Guidelines, Outlook and Process (FCS19054) (City Wide)
 - *9.2.a Staff presentation for distribution

10. DISCUSSION ITEMS

- 10.1 Impact of Provincial Policy Changes (FCS19053) (City Wide) (Deferred from the June 19, 2019 GIC)
- 10.2 Business Improvement Area Advisory Committee Report 19-006, June 11, 2019
- 10.3 Airport Sub-Committee Report 19-003, June 21, 2019
- 10.4 Non-Union Compensation Sub-Committee Report 19-001, June 24, 2019
- 10.5 Affordable Housing Site Selection Sub-Committee Report 19-001, June 18, 2019
- 10.6 School Board Properties Sub-Committee Report 19-001 - June 24, 2019
- 10.7 Facility Naming Sub-Committee Report 19-001, June 25, 2019
- 10.8 Government Relations Sub-Committee Report 19-001, June 27, 2019
- 10.9 Hamilton Future Fund Board of Governors Report 19-002 - June 25, 2019

- 10.10 Hate Related Activities on City of Hamilton Properties (LS19031/PW19068) (City Wide)

11. MOTIONS

- 11.1 Modifications to the Guidelines and Criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program;
- the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program
- 11.2 City-Wide Stormwater Rate Program Review
- 11.3 Integrating an Equity, Diversity & Inclusion (EDI) Framework to the Policies and Procedures of the Selection Committee and Interview Sub-Committees respecting Appointment of Citizens to the City's Agencies, Boards and Committees
- 11.4 Amendment to Item 8 of the General Issues Committee Report 18-014, respecting Report PED16253(b) – 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program

12. NOTICES OF MOTION

13. GENERAL INFORMATION / OTHER BUSINESS

- 13.1 Proposed New Due Dates:
- 13.1.a Art in Public Places Policy
- Current Due Date: August 12, 2019
- Proposed New Due Date: January 15, 2020
- 13.1.b Community Benefits Protocol Advisory Committee – Terms of Reference
- Current Due Date: July 8, 2019
- Proposed New Due Date: October 16, 2019
- 13.1.c MOU with Hamilton 100 confirming their Commitment to Lead the 2030 Commonwealth Games Hosting Proposal
- Current Due Date: July 8, 2019
- Proposed New Due Date: August 12, 2019

- 13.1.d Code of Conduct for Council-Appointed Member of External Boards and Agencies

Current Due Date: July 8, 2019

Proposed New Due Date: September 18, 2019

- 13.1.e Pending Litigation Matters and Associated Liabilities

Current Due Date: June 19, 2019

Proposed New Due Date: August 12, 2019

- 13.1.f Pier 8 Development Opportunity RFP – Summary of the 4 Proposals

Current Due Date: July 8, 2019

Proposed New Due Date: November 20, 2019

- 13.2 Items to be removed:

- 13.2.a Audit and Accountability Fund – Expression of Interest (Addressed at the June 19, 2019 GIC (FCS19059))

- 13.2.b Celebrate Ontario 2019 Results (Addressed on today's agenda (PED19147))

14. PRIVATE AND CONFIDENTIAL

- 14.1 Closed Session Minutes – June 19, 2019

Pursuant to Section 8.1, Sub-sections (c), (d), (e), (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (c), (d), (e), (f) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land, labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf the municipality or local board.

14.2 Application for Approval to Expropriate Property in Ward 3
(PED19142/LS19028/PW19061) (Ward 3)

Pursuant to Section 8.1, Sub-sections (c) and (e) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (c) and (e) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land; and, litigation or potential litigation, including matters before administrative tribunals, affecting the City.

14.3 Application for Approval to Expropriate Property in Ward 15
(LS19026/PW19067/PED19141) (Ward 15)

Pursuant to Section 8.1, Sub-sections (c) and (e) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (c) and (e) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land; and, litigation or potential litigation, including matters before administrative tribunals, affecting the City.

14.4 Waterfront Lease Update (LS18053(c)) (Ward 2)

Pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 18-270; and, Section 239(2), Sub-sections (e), and (f) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertain to litigation or potential litigation, including matters before administrative tribunals, affecting the City; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

15. ADJOURNMENT



GENERAL ISSUES COMMITTEE MINUTES 19-012

9:30 a.m.

Wednesday, June 19, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Mayor F. Eisenberger, Deputy B. Johnson (Chair)
Councillors M. Wilson, J. Farr, N. Nann, S. Merulla, C. Collins,
E. Pauls, J. P. Danko, B. Clark, M. Pearson, L. Ferguson,
A. VanderBeek, T. Whitehead, J. Partridge

Absent: Councillor T. Jackson – Personal

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

**1. Innovation Factory Request for Funding Renewal Option – 2019 (PED19120)
(City Wide) (Item 10.1)**

(Eisenberger/Ferguson)

- (a) That the request by Innovation Factory to exercise their renewal option of the City's 2019 Annual Community Partnership contribution of \$50K, per previous General Issues Committee Report PED18132, be approved;
- (b) That this \$50K annual contribution for the Innovation Factory be funded from the Economic Development Investment Reserve Account No. 112221; and,
- (c) That City staff, together with Innovation Factory, report back to **the General Issues Committee** with an annual review of the Municipal Funding Program, prior to the approval of a renewal option for 2020 and subject to satisfactory Key Performance Indicator results of the previous year.

Result: MAIN MOTION, AS AMENDED, CARRIED by a vote of 15 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann
YES - Councillor Sam Merulla
YES - Councillor Chad Collins
NOT PRESENT - Councillor Tom Jackson

YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 YES - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

2. **Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (HUR19015/LS19024/FCS19056) (City Wide) (Item 10.2)**

(Ferguson/Partridge)

- (a) That Report HUR19015/LS19024/FCS19056, respecting Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, regarding legislative changes to the *Labour Relations Act* arising from Bill 66, **be received**;
- (b) That staff be directed to take no action with respect to Schedule 9 – Non-Construction Employer, of Bill 66 *Restoring Ontario's Competitiveness Act*; thereby, confirming the City of Hamilton as a non-construction employer effective the day subsections 127 (1) to (4) of the *Labour Relations Act*, 1995, come into force;
- (c) That Appendix "A" to Report HUR19015/LS19024/FCS19056, Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update remain confidential; and,
- (d) That the revised Appendix "A" to Report HUR19015/LS19024/FCS19056, Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, be publicly released.

Result: MAIN MOTION, AS AMENDED, CARRIED by a vote of 11 to 1, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NO - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko

CONFLICT - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

**3. Transit Area Rating Review Sub-Committee Terms of Reference (FCS19058)
(City Wide) (Item 10.3)**

(Ferguson/Merulla)

- (a) That the Terms of Reference for the Transit Area Rating Review Sub-Committee, attached as Appendix "A" to Report FCS19058, be approved;
- (b) That the item in the Outstanding Business List respecting this matter be identified as completed and removed from the General Issues Committee Outstanding Business List; and,
- (c) *That staff be directed amend the Terms of Reference to the Transit Area Rating Review Sub-Committee to include the direction that Transit Area Rating be reviewed through a Climate Change lens.*

**Result: MAIN MOTION, AS AMENDED, CARRIED by a vote of 10 to 2,
as follows:**

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 NO - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 NO - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

4. **Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (PED19119/LS19021) (Ward 15) (Item 10.4)**

(Partridge/VanderBeek)

- (a) That the General Manager of Planning and Economic Development be authorized and directed to raise potential municipal issues of concern for the City of Hamilton relating to the Imperial Oil Limited Leave to Construct Application for the Waterdown to Finch Pipeline Project directly with Imperial Oil Limited, and to submit a Letter of Comment outlining these concerns to the Ontario Energy Board;
- (b) That the Mayor and Clerk be authorized and directed to negotiate and enter into, on behalf of the City of Hamilton, a License Agreement with Imperial Oil Limited and any necessary ancillary documents which set out the roles, responsibilities and obligations of the parties with respect to the Imperial Oil Limited Waterdown to Finch Pipeline Project where it crosses City-owned right-of-ways and property, in a form satisfactory to the City Solicitor and with content satisfactory to the General Manager of Public Works;
- (c) That, where required to give effect to a License Agreement with Imperial Oil Limited, which set out the roles, responsibilities and obligations of the parties with respect to the Imperial Oil Limited Waterdown to Finch Pipeline Project where it crosses City-owned right-of-ways and property, Legal staff be directed to prepare By-law(s) to repeal the following By-law(s), in a form satisfactory to the City Solicitor:
- (i) The Corporation of the Township of Beverly By-Law 71-14;
 - (ii) Wentworth County By-Law 1553;
 - (iii) Township of West Flamboro By-Law 2054; and,
 - (iv) Township of East Flamboro By-Law 1141; and,
- (d) ***That the General Manager of Planning and Economic Development be authorized and directed to write to the Ontario Energy Board to advise the Board that the City of Hamilton withdraws its participation as an Intervenor in the Imperial Oil Limited Application for Leave to Construct Pipeline and Associated Infrastructure EB-2019-0007, and that the City of Hamilton will limit its participation to a commenter in the proceeding.***

Result: Sub-section (a) CARRIED by a Vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
YES - Councillor Nrinder Nann

YES - Councillor Sam Merulla
NOT PRESENT - Councillor Chad Collins
NOT PRESENT - Councillor Tom Jackson
NOT PRESENT - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Brenda Johnson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

Result: Sub-section (b) CARRIED by a Vote of 10 to 2, as follows:

NO - Councillor Maureen Wilson
YES - Councillor Jason Farr
NO - Councillor Nrinder Nann
YES - Councillor Sam Merulla
NOT PRESENT - Councillor Chad Collins
NOT PRESENT - Councillor Tom Jackson
NOT PRESENT - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Brenda Johnson
YES - Mayor Fred Eisenberger
YES - Councillor Judi Partridge
NOT PRESENT - Councillor Terry Whitehead
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

Result: Sub-section (c) CARRIED by a Vote of 10 to 2, as follows:

NO - Councillor Maureen Wilson
YES - Councillor Jason Farr
NO - Councillor Nrinder Nann
YES - Councillor Sam Merulla
NOT PRESENT - Councillor Chad Collins
NOT PRESENT - Councillor Tom Jackson
NOT PRESENT - Councillor Esther Pauls
YES - Councillor John-Paul Danko
YES - Deputy-Mayor Brenda Johnson
YES - Mayor Fred Eisenberger

YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

Result: Subsection (d) CARRIED by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

5. Capital Projects Work-in-Progress Review Sub-Committee Report 19-004, May 23, 2019 (Item 10.5)

(Farr/Pearson)

(a) Capital Projects Closing Report as of December 31, 2018 (FCS18078(b)) (City Wide) (Item 10.1)

- (i) That the General Manager of Finance and Corporate Services be authorized and directed to transfer a combined \$999.15 to the Unallocated Capital Levy Reserve (108020) and other Program Specific Reserves to the Capital Projects, as outlined in Appendix "A" to Capital Projects Work-in-Progress Report 19-004;
- (ii) That the General Manager of Finance and Corporate Services be authorized and directed to close the completed and / or cancelled Capital Projects listed in Appendix "B" to Capital Projects Work-in-Progress Report 19-004 in accordance with the Capital Closing Policy;

- (iii) That Appendix "C" to Report FCS18078(b), Capital Projects Budget Appropriations for the period covering October 1, 2018 through December 31, 2018, be received for information;
- (iv) That Appendix "C" to Capital Projects Work-in-Progress Report 19-004, Capital Projects Budget Appropriations above \$250,000 covering October 1, 2018 through December 31, 2018 totalling \$6,026,104.60 be approved; and,
- (v) That an additional \$227,465 be funded from the OPA 28 Fee Reserve (100051) for the 2018 closure of the Flamborough Twin Pad Area Project (7100554707), be approved.

(b) Capital Projects Status Report (Excluding Public Works) as of December 31, 2018 (FCS18079(b)) (City Wide) (Item 10.2)

That the Capital Projects Status Report (excluding Public Works), as of December 31, 2018, attached as Appendix "A" to Report FCS18079(b), be received.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

6. Cleanliness & Security in the Downtown Core Task Force Report 19-001, May 30, 2019 (Item 10.6)

(Farr/Nann)

(a) Appointment of Chair and Vice-Chair (Item 1)

- (i) That Councillor J. Farr be appointed as Chair of the Cleanliness & Security in the Downtown Core Task Force for the 2018-2022 Term of Council; and,
- (ii) That S. Braithwaite be appointed as Vice-Chair of the Cleanliness & Security in the Downtown Core Task Force for the 2018-2022 Term of Council.

(b) Citizen Resignation from the Cleanliness and Security in the Downtown Core Task Force (Item 11.1)

That the resignation of Maddison Hampel from the Cleanliness and Security in the Downtown Core Task Force, be received.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

7. Audit and Accountability Fund – Expression of Interest (FCS19059) (City Wide) (Item 10.9)

(Eisenberger/Ferguson)

- (a) That the Audit and Accountability Fund Expression of Interest, attached as Appendix “A” to Report FCS19059, be approved;

- (b) That the Audit and Accountability Fund Expression of Interest be submitted to the Minister of Municipal Affairs and Housing by June 30, 2019 for the intention of conducting an expenditure review of the City's use of consultants and contractors to find efficiencies; and,
- (c) That staff be directed to single source a third-party consultant to complete the Audit and Accountability review, should the City be successful in obtaining funds from the Ministry of Municipal Affairs and Housing.

Result: Motion CARRIED by a vote of 11 to 1, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 NO - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

8. Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative (Item 12.2)

(Merulla/Nann)

WHEREAS, the enhanced enforcement initiative undertaken by the Hamilton Police Service, as outlined in Report PW19014(a), has shown a positive impact on managing compliance to the posted speed limit along the Lincoln M. Alexander Parkway and Red Hill Valley Parkway; and,

WHEREAS, Transportation Operations and Maintenance staff, in consultation with the Hamilton Police Service, recommends the extension of the initiative as a proactive measure to improve roadway safety along the parkways;

THEREFORE, BE IT RESOLVED:

That the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative be extended for a period of 28 weeks; effective

immediately until December 31, 2019, to be funded in the amount of \$285,000 from the Red-Light Camera Reserve #112203, with a zero net levy impact.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

**9. Potential Regulatory Litigation Update (PW19008(a)/LS19004(a)) (City Wide)
(Item 14.2)**

(Eisenberger/VanderBeek)

That Report PW19008(a)/LS19004(a), respecting a Potential Regulatory Litigation Update, remain confidential.

Result: Motion CARRIED by a vote of 10 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 NOT PRESENT - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 NOT PRESENT - Councillor Brad Clark

**10. Downtown Office Accommodations (PED16175(a)/PW16060(a)) (Ward 2)
(Item 14.3)**

(Farr/Wilson)

- (a) That the direction provided to staff in Closed Session, respecting Report PED16175(a)/PW16060(a), regarding Downtown Office Accommodations, be approved; and,
- (b) That Report PED16175(a)/PW16060(a), respecting Downtown Office Accommodations, remain confidential and not be released as a public document, with the exceptions of recommendations (a), (b), (d), (e), (f), (g), (h), (i), (j), (l), (m), (n), (o), (p), (q), (r) and (s), which may become public, subsequent to the execution of all required documents.

Result: Motion CARRIED by a vote of 9 to 1, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 NOT PRESENT - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 NO - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 NOT PRESENT - Councillor Brad Clark

**11. Ontario Nurses' Association (ONA) (Macassa/Wentworth Lodges) –
Ratification of Collective Agreement (HUR19008) (City Wide) (Item 14.4)**

(Merulla/Danko)

- (a) That the tentative agreement reached on May 30, 2019 between the City of Hamilton and the Ontario Nurses' Association (ONA) (Macassa/Wentworth Lodges) representing approximately 49 employees, be ratified; and,
- (b) That Report HUR19008, respecting Ontario Nurses' Association (ONA) (Macassa/Wentworth Lodges) – Ratification of Collective Agreement, remain confidential.

Result: Motion CARRIED by a vote of 9 to 1, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 NOT PRESENT - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 NO - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 NOT PRESENT - Councillor Brad Clark

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

1. DELEGATION REQUESTS (Item 6)

- 6.6 Michael Gallardo, Executive Director of Merit Ontario, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC)
- 6.7 Kim Wright, Carpenters' Union of Ontario, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC)
- 6.8 Matt Creary, Carpenters' Union, Local 18, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC)
- 6.9 Justin Page, CM, Order of Canada Association, respecting recognition for local Order of Canada Recipients (For July 8, 2019)

- 6.10 Don McClean, Hamilton 350 Committee, to speak to Item 10.4 on today's agenda – Report PED19119/LS19021, Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project

2. PUBLIC HEARINGS / DELEGATIONS (Item 8)

- 8.2 Andrew Douglas and Becky Katz, Centre [3] for Artistic and Social Practice, to share information regarding the impact of Centre [3] on Hamilton and the Fundraising Campaign for a Community Arts Project

Julie Shea is in attendance in place of Becky Katz.

3. DISCUSSION ITEMS (Item 10)

- 10.9 Audit and Accountability Fund – Expression of Interest (FCS19059) (City Wide)

4. NOTICES OF MOTION (Item 12)

- 12.1 Modifications to the Guidelines and Criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program
- 12.2 Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative

5. GENERAL INFORMATION / OTHER BUSINESS (item 13)

- 13.1 Use of City Parks and Public Places

6. PRIVATE & CONFIDENTIAL (Item 14)

- 14.2 Potential Regulatory Litigation Update (PW19008(a)/LS19004(a)) (City Wide)

Appendix "A" to this report has been removed from the agenda.

- 14.4 Ontario Nurses' Association (ONA) (Macassa/Wentworth Lodges) –
Ratification of Collective Agreement (HUR19008) (City Wide)

(Eisenberger/Pearson)

That the agenda for the June 19, 2019 General Issues Committee meeting, be approved, as amended.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 NOT PRESENT - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

(b) DECLARATIONS OF INTEREST (Item 2)

Councillor B. Johnson declared an interest to Items 6.3, 6.4, 6.5, 6.6, 6.7, 6.8 and 10.2, being the delegations in attendance to speak to Report HUR19015/LS19024 – Bill 66, Restoring Ontario's Competitive Act, Schedule 9: Non-Construction Employer Update, and the report itself, as a family member belongs to the Carpenters' Union.

(c) APPROVAL OF MINUTES OF THE PREVIOUS MEETINGS (Item 4)

(i) June 5, 2019 (Item 4.1)

(Pearson/Nann)

That the Minutes of the June 5, 2019 meeting of the General Issues Committee be approved, as presented.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 NOT PRESENT - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

(d) DELEGATION REQUESTS (Item 6)

(Partridge/Ferguson)

That the following delegation requests be approved, as shown below:

- (i) Larissa Fenn, Hamilton Port Authority, respecting the Annual Hamilton Port Authority Update (For the September 4, 2019 GIC) (Item 6.1)
- (ii) David Carter, Innovation Factory, to speak in support Report PED19120 - Innovation Factory Request for Funding Renewal Option – 2019 (Item 10.1) (For the June 19, 2019 GIC) (Item 6.2)
- (iii) Ian DeWaard, Christian Labour Association of Canada (CLAC), respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC) (Item 6.3)
- (iv) Phil Gillies, Ontario Construction Consortium, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC) (Item 6.4)
- (v) Sean Reid, Progressive Contractors Association of Canada, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC) (Item 6.5)
- (vi) Michael Gallardo, Executive Director of Merit Ontario, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's*

Competitiveness Act, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC) (Item 6.6)

- (vii) Kim Wright, Carpenters' Union of Ontario, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC) (Item 6.7)
- (viii) Matt Creary, Carpenters' Union, Local 18, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 10.2) (For the June 19, 2019 GIC) (Item 6.8)
- (ix) Justin Page, CM, Order of Canada Association, respecting recognition for local Order of Canada Recipients (For July 8, 2019) (Item 6.9)
- (x) Don McClean, Hamilton 350 Committee, to speak to Item 10.4 on today's agenda – Report PED19119/LS19021, Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Item 6.10)

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 NOT PRESENT - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

(e) CONSENT ITEMS (Item 7)

- (i) Cleanliness & Security in the Downtown Core Task Force Minutes, September 13, 2018 (Item 7.1)**

(Farr/Ferguson)

That the Minutes of the September 13, 2018 meeting of the Cleanliness & Security in the Downtown Core Task Force, be received.

CARRIED**(f) PUBLIC HEARINGS / DELEGATIONS (Item 8)**

- (i) Vitek Wincza, HCA Dance Theatre, to inform the Committee of the HCA Dance Theatre and the Future of Dance in Hamilton (Item 8.1)**

Vitek Wincza, HCA Dance Theatre, addressed Committee respecting the HCA Dance Theatre and the future of dance in Hamilton.

(Farr/Whitehead)

That the presentation by Vitek Wincza, HCA Dance Theatre, respecting the HCA Dance Theatre and the future of dance in Hamilton, be received.

CARRIED

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

- (ii) Andrew Douglas and Julie Shea, Centre [3] for Artistic and Social Practice, to share information regarding the impact of Centre [3] on Hamilton and the Fundraising Campaign for a Community Arts Project (Item 8.2)**

Andrew Douglas and Julie Shea, Centre [3] for Artistic and Social Practice, addressed Committee respecting the impact of Centre [3] on Hamilton and their fundraising campaign for a community arts project.

(Farr/Whitehead)

That Andrew Douglas and Julie Shea, Centre [3] for Artistic and Social Practice, be provided additional time, beyond the permitted 5 minutes, to continue with their presentation.

CARRIED**(Nann/Farr)**

That the presentation by Andrew Douglas and Julie Shea, Centre [3] for Artistic and Social Practice, respecting the impact of Centre [3] on Hamilton and the fundraising campaign for a community arts project, be received.

CARRIED

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

- (iii) **David Carter, Innovation Factory, to speak in support Report PED19120 - Innovation Factory Request for Funding Renewal Option – 2019 (Item 8.3)**

David Carter, Innovation Factory, addressed Committee to speak in support of Report PED19120 - Innovation Factory Request for Funding Renewal Option – 2019.

(Whitehead/Eisenberger)

That the presentation provided by David Carter, Innovation Factory, respecting Report PED19120 - Innovation Factory Request for Funding Renewal Option – 2019, be received.

CARRIED

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 1.

- (iv) **Ian DeWaard, Christian Labour Association of Canada (CLAC), respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 8.4)**

Ian DeWaard, Christian Labour Association of Canada, addressed Committee respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update.

(Merulla/Eisenberger)

That the presentation provided by Ian DeWaard, Christian Labour Association of Canada, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, be received.

CARRIED

For disposition of this matter, please refer to Item 2.

- (v) **Phil Gillies, Ontario Construction Consortium, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 8.5)**

Phil Gillies, Ontario Construction Consortium, addressed Committee respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update.

(Merulla/Eisenberger)

That the presentation provided by Phil Gillies, Ontario Construction Consortium, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, be received.

CARRIED

For disposition of this matter, please refer to Item 2.

- (vi) **Sean Reid, Progressive Contractors Association of Canada, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 6.5)**

Sean Reid, Progressive Contractors Association of Canada, addressed Committee respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update.

(Merulla/Eisenberger)

That the presentation provided by Sean Reid, Progressive Contractors Association of Canada, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, be received.

CARRIED

For disposition of this matter, please refer to Item 2.

- (vii) **Michael Gallardo, Executive Director of Merit Ontario, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Item 8.7)**

Michael Gallardo, Executive Director of Merit Ontario, addressed Committee respecting Report HUR19015/LS19024/FCS19056 - Bill 66,

Restoring Ontario's Competitiveness Act, Schedule 9: Non-Construction Employer Update.

(Merulla/Eisenberger)

That the presentation provided by Michael Gallardo, Executive Director of Merit Ontario, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, be received.

CARRIED

For disposition of this matter, please refer to Item 2.

- (viii) Kim Wright, Carpenters' Union of Ontario, and Matt Creary, Carpenters' Union, Local 18, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (Items 8.8 and 8.9)**

Kim Wright, on behalf of the Carpenters' Union of Ontario, and Matt Creary, Carpenters' Union, Local 18, addressed Committee together respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update.

(Merulla/Eisenberger)

That the presentation provided by Kim Wright, on behalf of the Carpenters' Union of Ontario, and Matt Creary, Carpenters' Union, Local 18, respecting Report HUR19015/LS19024/FCS19056 - Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, be received.

CARRIED

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 2.

- (ix) Don McClean, Hamilton 350 Committee, to speak to Item 10.4 on today's agenda – Report PED19119/LS19021, Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Item 8.10)**

Don McClean, Hamilton 350 Committee, was unable to remain at Committee; therefore, withdrew his delegation.

(g) DISCUSSION ITEMS (Item 10)**(i) Innovation Factory Request for Funding Renewal Option – 2019 (PED19120) (City Wide) (Item 10.1)****(Ferguson/Wilson)**

That sub-section (c) of Report PED19120, respecting the Innovation Factory Request for Funding Renewal Option – 2019, be amended by deleting the words “City Council” and replacing them with the words “***the General Issues Committee***”, to read as follows:

- (c) That City staff, together with Innovation Factory, report back to ***the General Issues Committee*** with an annual review of the Municipal Funding Program, prior to the approval of a renewal option for 2020 and subject to satisfactory Key Performance Indicator results of the previous year.

Result: AMENDMENT CARRIED by a vote of 15 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 YES - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 YES - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

For further disposition of this matter, please refer to Item 1.

(ii) Bill 66, Restoring Ontario’s Competitiveness Act, Schedule 9: Non-Construction Employer Update (HUR19015/LS19024/FCS19056) (City Wide) (Item 10.2)**(Clark/Merulla)**

That Item 10.2, respecting Report HUR19015/LS19024/FCS19056 regarding Bill 66, *Restoring Ontario’s Competitiveness Act*, Schedule 9:

Non-Construction Employer Update, be moved up on the agenda to be addressed be addressed, prior to Item 8.9.

Result: Motion CARRIED by a vote of 10 to 0, as follows:

YES - Councillor Maureen Wilson
 NOT PRESENT - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Councillor Maria Pearson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 NOT PRESENT - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 NOT PRESENT - Deputy-Mayor Brenda Johnson
 YES - Councillor Brad Clark

(Whitehead/Pauls)

That sub-section (a) to Report HUR19015(a)/LS19024/FCS19056, respecting Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, be amended by adding the words "**be received**" at the end of the sentence, to read as follows:

- (a) That Report HUR19015/LS19024/FCS19056, respecting Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, regarding legislative changes to the *Labour Relations Act* arising from Bill 66, **be received**;

Result: AMENDMENT CARRIED, on a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
 NOT PRESENT - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 YES - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Councillor Maria Pearson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge

YES - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 NOT PRESENT - Deputy-Mayor Brenda Johnson
 YES - Councillor Brad Clark

(Ferguson/Partridge)

That Report HUR19015(a)/LS19024/FCS19056, respecting Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update, be further amended by adding a new sub-section (d), to read as follows:

- (d) That the revised Appendix "A" to Report HUR19015/LS19024/FCS19056, Bill 66, Restoring Ontario's Competitiveness Act, Schedule 9: Non-Construction Employer Update, be publicly released.**

For further disposition of this matter, please refer to Item 2.

(iii) Transit Area Rating Review Sub-Committee Terms of Reference (FCS19058) (City Wide) (Item 10.3)

(Wilson/Merulla)

That Report FCS19058, respecting the Transit Area Rating Review Sub-Committee Terms of Reference, be amended by adding a new sub-section (c) to read as follows:

- (c) That staff be directed amend the Terms of Reference to the Transit Area Rating Review Sub-Committee to include the direction that Transit Area Rating be reviewed through the Climate Change lens.**

Result: AMENDMENT CARRIED, by a vote of 11 to 1, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge

NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 NO - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

For further disposition of this matter, please refer to Item 3.

(iv) Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (PED19119/LS19021) (Ward 15) (Item 10.4)

(Partridge/VanderBeek)

That Report PED19119/LS19021, respecting the Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project, be amended by adding a new sub-section (d), to read as follows:

- (d) *That the General Manager of Planning and Economic Development be authorized and directed to write to the Ontario Energy Board to advise the Board that the City of Hamilton withdraws its participation as an Intervenor in the Imperial Oil Limited Application for Leave to Construct Pipeline and Associated Infrastructure EB-2019-0007, and that the City of Hamilton will limit its participation to a commenter in the proceeding.***

Result: AMENDMENT CARRIED, by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

For further disposition of this matter, please refer to Item 4.

(v) Outstanding Business Item respecting an Accountability & Transparency Policy (Item 10.7)

(Farr/Merulla)

That the matter respecting an Accountability and Transparency Policy, be removed from the General Issues Committee's Outstanding Business List.

Result: Motion CARRIED by a vote of 11 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 NOT PRESENT - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

(vi) Impact of Provincial Policy Changes (FCS19053) (City Wide) (Item 10.8)

(Ferguson/Danko)

That Report FCS19053, respecting the impact of Provincial Policy changes, be deferred to the July 8, 2019 General Issues Committee.

Result: Motion CARRIED by a vote of 9 to 0, as follows:

YES - Councillor Maureen Wilson
 NOT PRESENT - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko

YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 NOT PRESENT - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 NOT PRESENT - Councillor Brad Clark

**(vii) Audit and Accountability Fund – Expression of Interest (FCS19059)
(City Wide) (Item 10.9)**

(Clark/Pearson)

That Report FCS19059, respecting the Audit and Accountability Fund – Expression of Interest, be moved up on the agenda.

CARRIED

(h) NOTICES OF MOTION (Item 12)

Councillor N. Nann introduced the following Notice of Motion:

(i) Modifications to the Guidelines and Criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program (Item 12.1)

WHEREAS, the City of Hamilton’s Strategic Plan recognizes and supports the need for affordable housing units as one of the City’s top priorities;

WHEREAS, the City’s financial incentive programs delivered through the Economic Development Division, which include: the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program, were created to provide an economic catalyst for developing, redeveloping or renovating residential/commercial lands and buildings within Downtown Hamilton; Community Downtowns; the Mount Hope/Airport Gateway; Business Improvement Areas and “Commercial Corridors”, including the Barton and Kenilworth Commercial Corridors; and, the properties that front onto Barton Street between James Street North and Victoria Avenue North, as identified in the Downtown and Community Renewal Community Improvement Project Area;

WHEREAS, these incentive programs have contributed to the creation of approximately 700 new residential dwelling units and 134 renovated dwelling units since 2002;

WHEREAS, these incentives require that all residential units meet current property standards, fire code standards, and proper zoning as well as building code requirements; thereby, creating safe and legal residential dwelling units;

WHEREAS, these incentive programs continue to provide an important means by which the City is helping to increase housing supply in Hamilton;

WHEREAS, there is community concern that there is the potential that the property improvements supported by these incentive programs could potentially contribute to the displacement of vulnerable tenants;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to make any necessary modifications to the guidelines and criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program to ensure that:
 - (i) Any property improvements funded by these incentive programs do not result in the permanent displacement of an existing tenant, as a result of the improvement;
 - (ii) Tenants are provided full and comprehensive information, verified by, and in consultation with Housing Services staff, regarding their legal rights if any property improvements that are funded by these incentive programs have the potential to disrupt or impact the tenants; and,
 - (iii) The explicit value and nature of the City's financial contribution to any property improvement is disclosed to the Landlord and Tenant Board in any matter involving an application for an above-guideline rent increase.

(ii) Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative (Item 12.2)

(VanderBeek/Partridge)

That Item 12.2, respecting a Notice of Motion regarding the Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative, be moved up on the agenda.

Result: Motion CARRIED by a vote of 10 to 1, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 NO - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 NOT PRESENT - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

Councillor S. Merulla introduced a Notice of Motion respecting the Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative.

(Merulla/Nann)

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko

YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

For disposition of this matter, please refer to Item 8.

(i) GENERAL INFORMATION / OTHER BUSINESS (Item 13)

(i) Use of City Parks and Public Places (Item 13.1) (no copy)

A discussion took place respecting recent incidents that have occurred on City property and concerns for public safety, as well as the need for methods to prevent these types of occurrences from happening in the future.

(j) PRIVATE & CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – June 5, 2019 (Item 14.1)

(Pearson/Nann)

- (a) That the Closed Session Minutes of the June 5, 2019 General Issues Committee meeting, be approved; and,
- (b) That the Closed Session Minutes of the June 5, 2019 General Issues Committee meeting remain confidential.

Result: Motion CARRIED by a vote of 9 to 0, as follows:

YES - Councillor Maureen Wilson
 NOT PRESENT - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 NOT PRESENT - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Deputy-Mayor Brenda Johnson
 YES - Mayor Fred Eisenberger
 NOT PRESENT - Councillor Judi Partridge

NOT PRESENT - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 NOT PRESENT - Councillor Brad Clark

(Ferguson/Eisenberger)

That Committee move into Closed Session respecting Appendix "A" to Report HUR19015/LS19024/FCS19056 (Item 10.2), and Items 14.2, 14.3 and 14.4 pursuant to Section 8.1, Sub-sections (c), (d), (e), (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (c), (d), (e), (f) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land, labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf the municipality or local board.

Result: Motion CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
 NOT PRESENT - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 YES - Councillor Chad Collins
 NOT PRESENT - Councillor Tom Jackson
 YES - Councillor Esther Pauls
 YES - Councillor John-Paul Danko
 YES - Councillor Maria Pearson
 YES - Mayor Fred Eisenberger
 YES - Councillor Judi Partridge
 YES - Councillor Terry Whitehead
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 NOT PRESENT - Deputy-Mayor Brenda Johnson
 YES - Councillor Brad Clark

(k) ADJOURNMENT (Item 13)

(Pearson/Merulla)

That there being no further business, the General Issues Committee be adjourned at 6:40 p.m.

CARRIED

Respectfully submitted,

B. Johnson, Deputy Mayor
Chair, General Issues Committee

M. Pearson, Acting Deputy Mayor (Chair)
General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk

RESPECTFULLY TO THE CITY CLERK OF HAMILTON

June 27/2019

I am writing today to offer an "alternative" observation of **YELLOW VESTS** and the part **Antifa** may play.

Antifa in my opinion should be labeled "Domestic Terrorists". **YELLOW Vests** according to my research started out to be a movement to protest the unfair Carbon Taxes. **NOTHING NOTHING TO DO WITH RACISM**. **Antifa** are "Agents Provocateurs".....they of course are supposed to be "Anti Hate"....they are the most hateful voices...**Antifa** Hate the police, hate Doug Ford, hate the Yellow Vests, anybody they deem "Hateful"; and by the way I wonder who pays **Antifa**? Who pays the rent on Barton St. and their many Websites...Google **arc collective anti racism**, you can study **ONE** their website here... one of many...they organize on social media.

Antifa indeed are masters of "double speak" and infiltraton. **I AM NOT ACTIVE IN THE YELLOW VEST PROTESTS**. I just do my research which maybe City Hall could do before attacking peaceful Activists. **Antifa** are Vile and Violent.

Antifa"dox" people meaning they capture their photo, print their addresses, even encourage finding out where they work so their income can be compromised. This if not illegal should be.

Why are **Antifa** so powerful in Hamilton? Why are the Yellow Vests being targeted? Do they speak too much truth? **Antifa** contact the Mayor's office with their made up Narrative. I feel really compassionate for the police who have to try and sort altercations. Maybe if **Antifa** ARE shut down it would be doing Police Service a favour. These are the same Players who managed to shut down "Coffee with a Cop"...I was so looking forward to this interaction but was afraid to attend as I do not want my picture of one of these goon's cell phones.

They are the idiots who did so much damage to the businesses on Locke Street. Are they too the ones that spread endless ugly graffiti in every single public space?

Thank You for attention to this mail,

Respectfully;

Donna Hays
DONNA HAYS

HAMILTON

OFFICE OF THE CITY CLERK	
JUN 27 2019	
REF'D TO	<i>Council</i>
REF'D TO	<i>July 11/19</i>
REF'D TO	<i>July 11/19</i>
ACTION	<i>61C</i> <i>July 8/19</i>

From: [Carson, Katie](#)
To: [Kolar, Loren](#)
Subject: 5.2 Correspondence from Myke Hutchings respecting 2SLGBTQIA+
Date: July 2, 2019 9:28:06 AM

GIC – July 8th

(I will provide the hard copies momentarily)

From: Myke Hutchings [REDACTED]
Sent: June 27, 2019 8:54 AM
To: Office of the Mayor <mayor@hamilton.ca>; Nann, Nrinder <Nrinder.Nann@hamilton.ca>; Office of Ward 3 City Councillor Nrinder Nann <ward3@hamilton.ca>; clerk@hamilton.ca
Subject: The June 26, 2019 Council Meeting

Dear Mayor, Councillor and City Clerk,

I awoke this morning to the sound of closet doors slamming shut throughout Hamilton.

I watched, with great anger and horror, last night's council meeting on the live stream and followed the various twitter feeds of media and attendees.

I am ashamed to call myself a citizen of Hamilton.

I am ashamed that I have given the past 20 years of my life advocating for this city as a musician and as a member of the 2SLGBTQIA+ community.

I've given 20 years of my life to this city, organizing, starting LGBTQ friendly events and groups, advocating for transit and accessibility - and last night was the best display that Hamilton City Council can do to show the city is "The Best Place to Raise a Child."

Apparently not children who identify as 2SLGBTQIA+ or the children of parents who do.

In 2007, my husband got the news that he had cancer and would need a transplant or else die. We received this news and went out for a walk, ending up on Locke St. (we live in the Stipley neighbourhood by the stadium). He broke down in front of a church and I put my arm around him as he wept.

I woke up bleeding with broken ribs in St. Joe's ER, with the instructions from officers telling me to "act less gay and maybe you won't get beaten." No charges were laid despite there being multiple eyewitnesses to the beatings Larry and I received.

This was the second beating we received. The first was on Hess St where we made the mistake of holding hands in public.

Our house was vandalized multiple times when we first moved in.

Each time we reported these incidents the police did nothing, beyond nod and say there was little that they could do. They didn't even crack their notebooks and take names/details.

This aspect isn't limited to Hamilton - members of the 2SLGBTQIA+ community always must be vigilant about public displays of affection (holding hands, touching, walking close) which is why we guard Pride festivals and our safe spaces so ferociously.

With each of these events and the relative inaction of Hamilton Police Services, I've had to modify my expectations about policing. Make no bones about it - as a cisgender middle age caucasian male, I have it FAR easier than my BIPOC, Trans and female identifying friends.

My last glimmer for Hamilton being a welcoming city for BIPOC and 2SLGBTQIA+ people disappeared when police stood by while a 15 year old girl got her face smashed in by a man wielding a military helmet. An assault shown on video, an assault witnessed by many, including Hamilton Police Services - who were at Hamilton Pride on June 15, 2019.

After June 15, I can say that I no longer feel safe or welcome in my city for the first time in a long while.

This is why I am being harsh on the "powers that be"

This is why I take issue with police forces being allowed, in uniform, in our safe spaces and events. There is a VAST divide between the two sides and communication has been decidedly one way...there have been a lot of demands broadcasted to the 2SLGBTQIA+ community but precious little listening, hearing, consideration, concession or compromise from the police.

Yes the last assault took place in 2007 - none happened afterwards because my husband and I no longer felt safe in our own city so displays of affection were limited to in private and we even changed how we walked together. He succumbed to cancer in 2013. The vandalism continued and the person who did it still spits at me when she walks by my house to this date - I just stopped reporting because reporting these incidents to the police is a waste of my time.

My point is things HAVEN'T changed for the 2SLGBTQIA+ community in Hamilton, just as things haven't changed in Toronto - it took a dead white heterosexual female to get police to investigate a serial killer in Toronto while cops were busily trolling parks for people having sex.

Hamilton only has a Pride festival because the 2SLGBTQIA+ community took then mayor Bob Morrow to the Human Rights Tribunal and we fought and won our right to celebrate in the city.

In 2017, Pride Hamilton was forced to switch venues because the city "accidentally" issued a second permit to the Sons of Odin to stage a protest at the exact same time

and location as Hamilton Pride. We felt unsafe with this as the timing of this protest was clearly aimed at putting us in our place.

In 2018, the Wolves of Odin were joined by professional Evangelical Protesters from Texas and Montana who disrupted Haldimand Pride and attempted to disrupt ours. Matthew Green Hamilton Centre led a counter protest which worked against them, however they vowed they'd be back.

In 2019, the protesters from Texas, Montana, "Nouns" of Odin were joined by the Yellow Vests and several "known individuals". Who responded to the counter protests with weapons, sucker punches and garden sprayers filled with noxious unknown fluids.

Police asked in the 11th hour to place a recruitment tent in the festival, Pride organizers said "let's talk" and then heard radio silence. This is far different than the "No Police at Pride" narrative being given.

That being said Pride started as a protest to heavy handed policing coming into our safe spaces, in New York City, in Toronto and in other cities. Society forced the 2SLGBTQIA+ community into a corner, behind closed doors and then decided that that wasn't good enough.

Last night certain councilors and even you, Mr. Mayor seem to want that to happen again.

I am an employee of the Ontario Government, I am a musician who supports the community by performing at and producing events year round. I am an organizer who was a founding member of the Hamilton Gay Men's Chorus, I have helped advocate for accessible transit and worked with the YesLRT campaign, I have helped organize the Hamilton Pagan Harvest Festival for the past 5 years and Hamilton Pride for the past 3 years.

I was planning on retiring and opening a business and had started looking at potential properties that would allow me to do so. However after last night, I feel that if this city will no longer support the 2SLGBTQIA+ community, it won't support me as a citizen or a business person.

I'd like to thank Councilors Nann, Wilson, Danko and Clark for their words of support and actual allyship. I am proud to say Councilor Nann is my representative on City Council and thank her for attending Hamilton Pride. I thank her for her statement on CHCH and continued allyship.

I call out the councilors that sat in silence through the entire charade. In the 2SLGBTQIA+ community the statement "Silence equals death" is often used, while it is heavy rhetoric, I've buried friends who committed suicide due to stigmatizing language, buried friends who were beaten and murdered for being queer and buried friends who died during the AIDS crisis. Those who remain complacent show their tacit approval of the status quo. Period.

I express my utmost disappointment in Councilor Merulla and Mayor Eisenberger for continuing the rhetoric of victim blaming and the "two sides" fallacy.

I thought Hamilton could do better. I guess I was wrong.

Yours Sincerely

Michael F. "Myke" Hutchings, BAA
Hamilton, Ontario



June 26, 2019

Mayor Fred Eisenberger
Hamilton City Hall
2nd floor - 71 Main Street West
Hamilton, Ontario L8P 4Y5

Dear Mayor Eisenberger,

We write to you as private citizens who are considering purchasing a home in Hamilton. We are very concerned with your response as Mayor and as the Chair of the Hamilton Police Services Board to discriminatory speech and physical violence over the past year and at Pride last weekend.

We had hoped that Hamilton was a progressive urban centre that reflects our values. However your actions are causing us to have second thoughts about re-locating to your community.

1. The City of Hamilton has tolerated weekly gatherings of racist and homophobic hate groups at City Hall for over a year with no effective oversight. While you recently tweeted that “hate speech and acts of violence have no place in the City of Hamilton” – you have failed to back-up this rhetoric with action. These ‘alt-right’ gatherings have provided a space for groups like the Yellow Vests, Proud Boys, Soldiers of Odin, and Canadian Nationalist Party to build connections and plan further violent actions – most recently at Hamilton Pride. Indeed, the non-profit Canadian Anti-Hate Network has recently expressed concern about Hamilton becoming the “Front Line” of hate-group activity in Ontario.

If the City of Hamilton expects progressive young citizens to move to your community to bolster its economic and social fabric, you must act to ensure that hatred will not be welcomed or supported in Hamilton.

2. The Hamilton Police Chief Girt recently said if HPS had been invited to officially participate in Pride, the police would have responded more effectively to the protest. This is outrageous! It is the sworn duty of HPS to protect the Hamilton community. The fact that Chief Girt feels confident airing these comments in public suggests he endorses troubling and discriminatory attitudes towards the 2SLGBTQ+ community. The comments also fail to acknowledge the long history of police and state discrimination and harassment towards 2SLGBTQ+ communities which is now being repeated in the events of these past weeks.
3. The HPS has failed to arrest members of the hate groups who came to Pride to advocate and enact discrimination and violence. While hate group members are clearly identifiable on video violently attacking members of the 2SLGBTQ+ community, the HPS has instead chosen to lay charges of parole and probation violations against two queer and trans activists, one of whom was not even at

Pride, but spoke out against police at City Hall last week. As prison is a very unsafe space for trans people we ask you to consider if there is any reason why this activist must remain there while awaiting a hearing with the Parole Board, especially given the large number of very credible reports that they were not even present at Pride.

Retaliation by police against trans/queer activists – while hate group members who initiated the violence are left at large – also smacks of discriminatory policing.

4. We call on you to address the concerns raised earlier this year about the lack of diversity on the Hamilton Police Services Board. Incidents such as those detailed in this letter and raised by progressive protesters this week only confirm the importance of diversifying the HPSB.

We also call on you to respond to concerns about the City's employment of a known white supremacist and to fulfill the commitment made to report back to the public on the findings of the investigation into this matter currently underway.

If you believe hate groups have no place in the City of Hamilton, then act now. We urge you to:

- Take immediate action to stop hate groups like the Yellow Vests, Proud Boys, Soldiers of Odin, and Canadian Nationalist Party from routinely congregating at City Hall.
- Ensure the HPS pursues members of hate groups who attacked the 2SLGBTQ+ community at Pride.
- Work with members of the 2SLGBTQ+ and Black, Indigenous, and racialized communities to redress the deepening tensions between these groups and police.

We hope that you would want to ensure that all citizens of Hamilton are protected from hate speech and violence in your community. We call on your to address the issues highlighted above to ensure that members of 2SLGBTQ+ communities, Indigenous and racialized people begin to believe that they matter to the City of Hamilton.

Respectfully,

Margot Francis, PhD
Associate Professor
Centre for Women's and Gender Studies/Sociology
Brock University, St. Catharines, ON

Tamara El-Hoss, PhD
Associate Professor
Modern Languages, Literatures &
Cultures
Brock University, St. Catharines

From: [Carson, Katie](#)
To: [Kolar, Loren](#)
Subject: 5.3 Correspondence Margot Francis
Date: July 2, 2019 9:28:27 AM
Attachments: [Letter to Hamilton Mayor.doc](#)

GIC – July 8th

From: Margot Francis <mfrancis@brocku.ca>
Sent: June 27, 2019 11:04 AM
To: Office of the Mayor <mayor@hamilton.ca>
Cc: clerk@hamilton.ca
Subject: Letter re. City of Hamilton Discrimination

Please see attached letter.

Margot Francis

Margot Francis, Ph.D.
Associate Professor
Women's and Gender Studies/Sociology
Brock University
500 Glenridge Avenue
St. Catharines Ontario
L2S 3A1
Phone: 905-688-5550 ext. 5381

From: [Carson, Katie](#)
To: [Kolar, Loren](#)
Subject: FW: Letter regarding Pride violence
Date: July 2, 2019 9:29:15 AM

GIC – July 8th

From: Erin Poole <erinpoolecounselling@gmail.com>
Sent: July 1, 2019 9:40 PM
To: Office of the Mayor <mayor@hamilton.ca>
Cc: clerk@hamilton.ca
Subject: Letter regarding Pride violence

Please note that we, the undersigned, would like the following submitted as official correspondence.
 Thank you.

Friday, June 28, 2019

Dear Mayor Eisenberger:

We're writing as multi-disciplinary professionals, students, and people with lived experience advocating for equal access to health care for Two-Spirit, trans, and non-binary people in Hamilton. As health care providers who value the health and well-being of Two-Spirit, trans, and non-binary people specifically, and 2SLGBTQ+ people in general, we are deeply concerned about the emboldening of hate groups in the city, their occupation of the space in front of City Hall each Saturday since late 2018 for the purpose of promoting hate, and the physical assaults by members of hate groups against members of the 2SLGBTQ+ community at Pride Hamilton.

As other organizations and individuals who have spoken up in support of the 2SLGBTQ+ community have acknowledged, Pride is intended as a safer space in which minority sexual orientations and gender identities are celebrated across intersecting identities. For individuals who are closeted, experience rejection by family, religious, or cultural communities, or aren't able to be out at work, Pride may be one of the few spaces in which these aspects of their identities are seen and celebrated.

Last year, there was a small group of “religious” agitators at Pride; this year, multiple hate groups were present for the express purpose of menacing and threatening our community, because of a culture and practice of tolerance of this kind of behaviour in Hamilton.

Minority stress experiences of gender-diverse and sexuality-minority youth in Canada have been linked to higher rates of depression and anxiety, use of drugs or alcohol in ways that create problems for them, suicide attempts, leaving or being forced to leave school early, and unstable housing/homelessness than in straight, cisgender youth.¹ Bullying can have an enduring impact on suicide risk and mental health, and this relationship is stronger for 2SLGBTQ+ youth than for their straight, cisgender peers.² Those of us who work on the front lines of health care with 2SLGBTQ+ people see the aftershocks of fear related to violence like that which occurred at Pride—and a broader culture of compromised safety—in the lives of

our patients and clients in a very visceral way.

We strongly and respectfully urge you and City Council to support the health and well-being of 2SLGBTQ+ people in Hamilton by reading the Mapping the Void report, implementing the Trans Protocols established in March 2017, meeting with the LGBTQ Citizens Advisory Committee, and developing a meaningful response to the events up to and including the culmination of violence at Pride Hamilton in consultation with the Advisory Committee.

Sincerely,

Erin Poole, RP (CRPO), Certified Spiritual Care Practitioner (CASC)

Robyn Ocean MSW RSW

Claire Bodkin MD

Simon Lebrun, Secretary, Hamilton Trans Health Coalition

Nicole Mossop, TransParent Hamilton-Niagara

Nicole Buchanan MD

Wil Prakash Fujarczuk, MA OCT

Natasha Johnson, MD, Pediatrician and Adolescent Medicine, McMaster Children's Hospital

Daniel Thompson-Blum, BSc

Ash Couillard, MA

Angela Ross MD

Garry Blinch, Registered Psychotherapist (CRPO)

Kyla Ludlow, BSW, MD, Family Physician and Assistant Clinical Professor

Michael Kruse, AEMCA-ACP, MD Candidate 2020

Jacqueline Vincent, MD

Kat Butler, MD

Caitlin Donaldson BA, RSSW

—

¹ egale.ca/backgrounder-lgbtq-youth-suicide/

² ontario.camh.ca/documents/mental-health-services-for-gender-diverse-and-sexual-minority-youth

--

Erin Poole, Hon. B.A., M.Div.

Registered Psychotherapist (CRPO), Certified Spiritual Care Practitioner (CASC)

Pronouns: she/ her or they/ them

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PFLAG Hamilton-Wentworth
hamiltonwentworth@pflagcanada.ca

2 July, 2019

To: Fred Eisenberger, Mayor
Cc: Eric Girt, Chief, Hamilton Police Service
Maureen Wilson, Ward 1 City Councillor
Jason Farr, Ward 2 City Councillor
Nrinder Naan, Ward 3 City Councillor
Sam Merulla, Ward 4 City Councillor
Chad Collins, Ward 5 City Councillor
Tom Jackson, Ward 6 City Councillor
Esther Pauls, Ward 7 City Councillor
John-Paul Danko, Ward 8 City Councillor
Brad Clark, Ward 9 City Councillor
Maria Pearson, Ward 10 City Councillor
Brenda Johnson, Ward 11 City Councillor
Lloyd Ferguson, Ward 12 City Councillor
Arlene VanderBeek, Ward 13 City Councillor
Terry Whitehead, Ward 14 City Councillor
Judi Partridge, Ward 15 City Councillor

Dear Mayor Eisenberger,

PFLAG is a long-standing group originally made up of parents and friends of the 2SLGBTQIA+ community. In Hamilton we offer events and support to this community and their families and friends. We are affiliated with PFLAG Canada and the International PFLAG organization.

We see firsthand the challenges and marginalization this community can experience in Hamilton. This is particularly true for the transgender population and people of colour.

We are an organization that believes in education and dialogue. We believe that, wherever someone starts, there is learning to be done, and that productive dialogue is how

learning and systematic change happens. Gaining an understanding of the 2SLGBTQIA+ community and their needs is the first step toward creating safety in Hamilton.

Recent events involving hate speech and violence actively obstruct that learning and put the already marginalized 2SLGBTQIA+ further at risk.

As we have had dialogues with government officials and council members after 2019 PRIDE and the violence this year, we have deep concern over the way the Mayor, City Council, and the Hamilton Police Service have responded and communicated. Having considered your public statements in the media, reviewed conversations on social media, and spoken personally with members of the queer community in Hamilton, we believe the 2SLGBTQIA+ is being viewed as more homogeneous than it is and that city officials are arguing over semantics rather than responding with empathy to a community that has been intentionally brutalized and bullied. This community is incredibly diverse and thus the needs of people are exponentially different. We believe the city leadership needs deep, regular and continuing learning over the next 2-5 years to improve their ability to govern and keep safe the Hamilton 2SLGBTQIA+ community. It is not the role of the community to do this. This effort needs to be led internally. One training does not make someone an expert in this community.

As an organization made up of 2SLGBTQIA+ Hamiltonians who serve members of our own community, we ask you to take the following actions:

1. We request that you apologize for the ways you have blamed our community for your inadequate responses to the events of Pride 2019. In particular, we seek a public apology for the way you blamed your own poor relationship with the organizers of Hamilton Pride for the unprofessional response of the Hamilton Police Service to the violence that occurred at Gage Park. We further request a public apology for the blame you assigned to 2SLGBTQIA+ people who were the victims of violence at Hamilton Pride 2019 for not coming forward. It is unacceptable for you to blame members of a vulnerable community for not trusting the Hamilton Police Service in this situation.
2. We ask that you direct City staff to bring a proposal to Council in a timely fashion, outlining a clear, transparent process for how people are placed on the LGBTQ Advisory Board.
3. We request that you increase your visibility at 2SLGBTQIA+ events year-round, not just in PRIDE season, in a good faith effort to facilitate relationships with our community. For instance, learning about the work that has already been done in the community is important in creating a positive relationship with the community. Recently a study was released (Read it here: <https://labourstudies.mcmaster.ca/news/mapping-the-void-two-spirit-and-lgbtq-experiences-in-hamilton>) that gave data from over 900 2SLGBTQIA+ respondents in Hamilton. An earlier report was written in 2016 by the Social Planning and Research Council of Hamilton with recommendations (read it here: http://www.sprc.hamilton.on.ca/wp-content/uploads/2016/06/SpeakOUT_2016_WEB.pdf). Please read these reports. Researchers and the 2SLGBTQIA+ community have put in countless hours to

produce work to help the city understand this community. It is your job to become aware of the results of the work already done.

4. We ask that you direct City staff to bring a plan to Council for increasing diversity in your hiring at the City of Hamilton and in the Hamilton Police Service. Recent research suggests that diversity training actually makes things worse for minority populations (see, for example, <https://hbr.org/2012/03/diversity-training-doesnt-work>). Best practices in organizations that actually want to improve the experience of minority populations involves introducing policies to include minority people in all levels of the organization.

In order to be 2SLGBTQIA+ friendly as a city, it is the work of all officials to do their own work to understand community issues. While we support naming Deirdre Pike and Cole Gately as special advisors for an 2SLGBTQIA+ Action Plan, it is not their work to make the city a friendly place. It is not possible for queer activists to make the city a safe place-- it is everyone's work to do. This will only happen through significant, sustainable, and regular high quality education and continued dialogue with the whole spectrum of the 2SLGBTQIA+ community.

Along with members of my community, I am ready to enter a dialogue with you about these issues.

Sincerely,
Melanie Parish
President, Hamilton Wentworth PFLAG Chapter

From: [Carson, Katie](#)
To: [Kolar, Loren](#)
Subject: 5.5 Correspondence Melanie Parish
Date: July 2, 2019 9:37:28 AM
Attachments: [PFLAG Hamilton Wentworth.pdf](#)

GIC – July 8th

From: Melanie Parish <coachparish@gmail.com>
Sent: July 2, 2019 9:27 AM
To: clerk@hamilton.ca
Cc: Office of the Mayor <mayor@hamilton.ca>; Wilson, Maureen <Maureen.Wilson@hamilton.ca>; Farr, Jason <Jason.Farr@hamilton.ca>; Nann, Nrinder <Nrinder.Nann@hamilton.ca>; Merulla, Sam <Sam.Merulla@hamilton.ca>; Collins, Chad <Chad.Collins@hamilton.ca>; Jackson, Tom <Tom.Jackson@hamilton.ca>; Pauls, Esther <Esther.Pauls@hamilton.ca>; Danko, John-Paul <John-Paul.Danko@hamilton.ca>; Clark, Brad <Brad.Clark@hamilton.ca>; Pearson, Maria <Maria.Pearson@hamilton.ca>; Johnson, Brenda <Brenda.Johnson@hamilton.ca>; Ferguson, Lloyd <Lloyd.Ferguson@hamilton.ca>; VanderBeek, Arlene <Arlene.VanderBeek@hamilton.ca>; Whitehead, Terry <Terry.Whitehead@hamilton.ca>; Partridge, Judi <Judi.Partridge@hamilton.ca>; info@hamiltonpolice.on.ca; eric.girt@hamiltonpolice.on.ca
Subject: Letter on Pride and Post Pride Happenings in Hamilton

Attached is a letter from the Hamilton Wentworth Chapter of PFLAG.

Thank you,
Melanie Parish

5.6

Letter to General Issues Committee in Support of Councillor Nann's Motion respecting Integrating an Equity, Diversity & Inclusion (EDI) Framework to the Policies and Procedures of the Selection Committee and Interview Sub-Committees respecting the Appointment of Citizens to the City's Agencies, Boards and Committees

The Hamilton Status of Women Committee is writing to communicate our support for Councillor Nann's proposed motion. Over the past month, there has been a considerable amount of discussion over the selection process for a variety of committees, the most well known of which are the LGBTQ+ Committee and the Police Services Board. It is the understanding of our committee that there is no consistent process that governs committee selection and we believe Councillor Nann's motion will rectify that. We also believe that having a consistent process in place will lead to greater transparency in the future, which is a vital step toward achieving equity.

In addition, we are excited that Councillor Nann's proposal is to apply an equity and diversity lens to committee selection. According to the city's "Equity and Inclusion Policy", "all stakeholder communities... have the right to barrier free access to resources, decision-making, expertise, experience, connections, information and opportunities through solutions that meet their needs". The notion of equity is further defined in the city's draft "Equity Diversity Inclusion Handbook" as "recognizing diversity and disadvantage, and directing resources and disadvantages towards those most in need to ensure equal outcomes for all".

Taken together, these city statements affirm the need for true diversity on all our committees, and it is quite evident that this diversity is lacking at the present time. It seems clear that the current committee selection process is inadvertently functioning as a barrier and we would like to invite the city to take steps to dismantle this barrier. As a first movement toward this, we would like to suggest establishing a firm guideline for a minimum number of seats on boards and volunteer advisory committees to be reserved for people of colour and for youth. These seats, where possible, should not be combined; for example, a seat held by a youth of colour should not count as both a youth seat and a person of colour seat. Further, we recommend these seats reflect as wide a diversity as possible, as clearly not all people of colour and youth share all their communities in common. For example, when considering people of colour for a committee great care should be exercised in assuring that a variety of ethnicities, ages and economic circumstances are represented¹. The reason for this recommendation is that it is our experience, in our various communities, that when people can identify with people in positions of leadership they are far more likely to seek such positions themselves. It is our hope that this will lead to a more equitable balance of committee members in the future, and if this hasn't been the outcome after one full city term, we suggest the approach be re-evaluated, as new systems cannot succeed without constant evaluation.

It is also the position of the Status of Women Committee that addressing the makeup of committees is only one small step toward the ultimate goal of barrier-free access for all. To this end, we would like to point out that the application process itself limits the ability of some folks to apply due to varying levels of education, economic privilege, and access to specialized resources, such as the internet. The City of Hamilton's website is also quite confusing to navigate even for those who do have sophistication in computer use. In addition, a lack of adequate childcare provided to committee members limits the ability of many to take part in our committees. There are also cultural differences to

1 It is important to be aware of and consider the demographics of the city of Hamilton in the selection of all committees.

consider, including how we would handle those who are not fluent in English on our committees, and different models of community engagement, such as those practised by indigenous communities.

The Hamilton Status of Women Advisory Committee

From: [Carson, Katie](#)
To: [Kolar, Loren](#)
Subject: FW: "Individual Arrested in Pride Hamilton Disturbance" Case Number: 19-648035
Date: July 5, 2019 9:31:09 AM

GIC – July 8/19

From: Lauren Stephen
Sent: July 4, 2019 2:06 PM
To: Office of the Mayor <mayor@hamilton.ca>; mediarelations@hamiltonpolice.on.ca; Farr, Jason <Jason.Farr@hamilton.ca>; clerk@hamilton.ca
Subject: Re: "Individual Arrested in Pride Hamilton Disturbance" Case Number: 19-648035

To: Office of the Mayor (Hamilton), Jason Farr (Ward 2 Hamilton), City Clerk (Hamilton), HPS Media Relations

Paul Szachlewicz,

I would like this entire email thread to go to the City Clerk and be entered into Council record.

You will recall that it is my contention that Hamilton Police's media release:

<https://hamiltonpolice.on.ca/news/individual-arrested-in-pride-hamilton-disturbance/>

...is vaguely and even misleadingly worded, and could have been referring to events not occurring at Hamilton Pride. You replied to the effect that it seemed pretty obvious from the media release and news stories that Cedar Hopperton was at Pride and participating in a demonstration there. I finally spoke with someone at the Hamilton Police Media desk (I believe it was Lorraine Edwards) this past Friday (June 28, 2019 at 1:46pm according to my phone records). Hamilton Police Media confirmed to me that Cedar Hopperton was arrested for participating in the demonstration between protesters and counter-protesters that occurred at Pride on June 15.

My concern was that HPS had decided they wanted to arrest Hopperton but didn't really have anything great to go on, so put out a vague media release implying the arrest was for attendance at the demonstration at Gage Park on June 15, without firmly committing themselves to that narrative so that if it didn't pan out they'd find something else. Now it appears the Parole Board will be focusing on Cedar's comments made at a June 18 community meeting and nothing that happened on June 15. I fully understand that HPS and the Parole Board are independent entities.

Cedar Hopperton has been in prison for two weeks because of attending that demonstration at Pride. That's what they were arrested for. Would the Parole Board even be considering statements made at a public meeting if its attention had not already been drawn to Hopperton by Hamilton Police's arrest for "for participating in a public demonstration where peace was disrupted"? Does that "public demonstration where peace was disrupted" now refer to the June 18 community meeting at City Hall or has that pretense for arrest been dispensed with?

The details of the arrest are of great significance to the LGBT+ community. How can we defend ourselves legally against fascist bullying and violence that seeks to erase us from the public and political spheres? Is it safe to speak at a heated public meeting? Is it safe to attend a counter-demonstration to protect our community against fascists promising violence? Again, you see how Hamilton Police and now perhaps the Parole Board are playing right into the hands of fascist elements seeking to erase us LGBT+ people from the public sphere.

Regards,

Lauren Stephen

On Tue, 25 Jun 2019 at 16:07, Lauren Stephen wrote:

I quote from Cameron Kroetsch's CBC: Hamilton editorial:

"This was organized, intentional, and violent. These extremists showed up spoiling for a fight and happily menaced and attacked anyone that got in their way.

They were greeted by the community, allies, random people who live near the park, drummers, chanters, singers, and kazoo blowers, all who opposed their violence and held them at the edge of the permit area away from the main event space."

Hopperton's arrest means Hamilton Police believe it is a parole violation to be one of those "community, allies, random people who live near the park, drummers, chanters, singers, and kazoo blowers, all who opposed their violence". Hamilton Police are criminalizing Pride, and criminalizing peaceful defense of the LGBTQ+ community, criminalizing queer people practicing self-defense. That arrest discourages people from confronting hatred in our community. With the arrest of Cedar Hopperton, Hamilton Police have made the streets safer for right-wing extremists to harass people.

Regards,

Lauren Stephen

On Tue, 25 Jun 2019 at 14:40, Lauren Stephen wrote:

Thank you for replying to me Paul Szachlewicz,

This arrest offends the dignity of the gay community and threatens our sense of safety and belonging. Violent, hateful protesters came to disrupt Pride. Challenging such protesters is an act of self defense. Neo-Nazis have manipulated Hamilton Police into taking steps towards criminalizing Pride, and making it less welcome for marginalized members of our community.

Cedar Hopperton was arrested for attending Pride and defending the LGBT community against the violence of hate groups. They were attending Pride and others caused a disturbance. The arrest is outrageous. Hamilton Police seem ignorant of history here, including the history of

Pride, and the history of over-policing of gay communities in Canada. The optics are terrible: violent neo-Nazi protesters showing up at Pride, preaching hate and extermination, assaulting people... and the only arrest is one of the victims of that violence.

I can tell you the actions of Hamilton Police in relation to this year's Pride celebration have made me feel less welcome in Hamilton.

Regards,

Lauren Craig Stephen
PhD

On Tue, 25 Jun 2019 at 10:23, Office of the Mayor <mayor@hamilton.ca> wrote:

Good Morning,

Based on the various reports from the Police and the media, Cedar Hopperton was found to be at the Pride event when things escalated between the various demonstrators. At this point in time, a public demonstration took place where multiple groups clashed in heated exchanges. In contravention of her parole requirements, Cedar Hopperton was arrested for participating in the demonstrations. I was not at the Pride event during the altercations, so I can only speak to the information provided by the Police Report and the media accounts.

For clarification, Cedar Hopperton wasn't arrested for her actions at the Pride event and moreover that she was not arrested for any acts of violence, but rather, that the arrest was made solely on the basis that as indicated by the order of the court and conditions of her parole that she is not to participate in public demonstrations for a given period of time.

I hope that this provides a clearer answer for you – Cedar Hopperton was not arrested for being at Pride, or for any reasons of violence, but rather, that she participated in the demonstrations that erupted at Gage Park on June 15, which violated her conditions of parole.

I am staying tuned to the media and Police Services for more information as it comes to light on this matter. The information I have on hand comes from the Police Report and the various media accounts. This is all publicly accessible information, so I don't have any access to confidential police accounts. I anticipate that more information regarding the arrest will be publicly shared by the Hamilton Police Service and the media in the coming days.

Let me know if I can provide any further assistance.

Regards,

Paul Szachlewicz
Administrator

Office of Mayor Fred Eisenberger
City of Hamilton

71 Main Street West 2nd Floor
Hamilton ON L8P 4Y5
905-546-2489



From: Lauren Stephen

Sent: June 24, 2019 3:24 PM

To: mediarelations@hamiltonpolice.on.ca; Farr, Jason <Jason.Farr@hamilton.ca>; Office of the Mayor <mayor@hamilton.ca>

Subject: Fwd: "Individual Arrested in Pride Hamilton Disturbance" Case Number: 19-648035

Dear Mayor Eisenburger and Councillor Farr,
Cc: Media Relations Hamilton Police

I called Hamilton Police media relations today with the following question about the arrest of Cedar Hopperton. I would like clarity on this point before expressing a definite opinion.

On the surface, it looks like violent Nazi agitators came to Pride to cause a disturbance. Once they caused that disturbance, they made it illegal for community members like Cedar Hopperton to attend Pride. I need more details to reach an informed opinion, which Hamilton Police will not provide over the phone. On the surface this seems like a manipulation of Hamilton Police by Nazis, who succeeded in making Pride a legally precarious event for some community members to attend.

Hamilton Police have played right into the hands of neo-Nazis, and succeeded in making Pride seem like an unsafe place for community members to attend. The optics of this are just terrible. HPS is also doing a great job here of proving Cedar Hopperton right: that Hamilton police and politicians care more about plate glass windows on Locke Street than about the lives of vulnerable community members.

Regards,

Lauren Stephen

----- Forwarded message -----

From: **Lauren Stephen**

Date: Mon, 24 Jun 2019 at 15:03

Subject: Re: "Individual Arrested in Pride Hamilton Disturbance" Case Number: 19-648035

To: <mediarelations@hamiltonpolice.on.ca>

Good Afternoon,

I have questions about Media Release Case Number: 19-648035

<https://hamiltonpolice.on.ca/news/individual-arrested-in-pride-hamilton-disturbance/>

The Media Release does not make absolutely clear that Cedar Hopperton was arrested for events that occurred specifically at Hamilton Pride or whether the "public demonstration where peace was disrupted" was some other event on another date.

I am in discussions with community members about this arrest and clarity on this point would help focus our response. I believe this is an important detail in helping gay community members make sense of events that took place at Hamilton Pride. Clarity on this point would be appreciated.

Regards,

Lauren Stephen

From: [Carson, Katie](#)
To: [Kolar, Loren](#)
Subject: FW: Open letter to Mayor Eisenberger from concerned citizens
Date: July 5, 2019 9:31:30 AM
Attachments: [Open letter to Mayor Eisenberger from concerned citizens June 30.pdf](#)

GIC – July 8/19

From: C.A. Borstad Klassen
Sent: July 4, 2019 8:00 AM
To: clerk@hamilton.ca; Office of the Mayor <mayor@hamilton.ca>
Cc: Wilson, Maureen <Maureen.Wilson@hamilton.ca>; Farr, Jason <Jason.Farr@hamilton.ca>; Nann, Nrinder <Nrinder.Nann@hamilton.ca>; Merulla, Sam <Sam.Merulla@hamilton.ca>; Collins, Chad <Chad.Collins@hamilton.ca>; Jackson, Tom <Tom.Jackson@hamilton.ca>; Pauls, Esther <Esther.Pauls@hamilton.ca>; Danko, John-Paul <John-Paul.Danko@hamilton.ca>; Clark, Brad <Brad.Clark@hamilton.ca>; Pearson, Maria <Maria.Pearson@hamilton.ca>; Johnson, Brenda <Brenda.Johnson@hamilton.ca>; Ferguson, Lloyd <Lloyd.Ferguson@hamilton.ca>; VanderBeek, Arlene <Arlene.VanderBeek@hamilton.ca>; Whitehead, Terry <Terry.Whitehead@hamilton.ca>; Partridge, Judi <Judi.Partridge@hamilton.ca>; Natalie Lazier
Subject: Open letter to Mayor Eisenberger from concerned citizens

Dear Mayor Eisenberger, Members of Council, and Clerks,

Please see the attached letter from myself and Natalie Lazier (cc'd), as well as 70 of our fellow Hamiltonians expressing our concerns about your leadership around Pride events and developments since.

Sincerely,

C.A. Klassen
Natalie Lazier

June 30, 2019

Dear Mayor Eisenberger,

As concerned citizens made up of members of 2SLGBTQ+ communities and allies in Hamilton, we write to add our voices to the many others to express our concerns with the response from you and the Hamilton Police Service to the hate-motivated violence that took place at Hamilton Pride on June 15, 2019.

In your June 28, 2019 statement marking the 50th anniversary of the Stonewall riots you said, "On this day, and every day, I stand in solidarity with our 2SLGBTQ+ communities," but many of your words and actions since Hamilton Pride contradict this claim. Instead you have been divisive and dismissive of 2SLGBTQ+ communities, and you've tried to shift responsibility from you and the Hamilton Police Service (HPS) to 2SLGBTQ+ community members. This is not solidarity; this is victim-blaming.

Your recent comments have made many in 2SLGBTQ+ communities feel less safe in Hamilton. On June 22, 2019 you said on Twitter that "the police [at Pride] did not decline to assist [Pride-goers being attacked by hate groups], and they continue to investigate participants. This false narrative is very unfortunate." These comments dismiss the experiences of the many Pride-goers and defenders who experienced these hate-motivated attacks. It also suggests that you know the narrative of that day's events, despite your lack of attendance. Your comments and actions following delegitimize the experiences of 2SLGBTQ+ people and allies present at Pride. Solidarity would be speaking out directly against these hate-based attacks on 2SLGBTQ+ communities. The absence of this emboldens hate groups to continue to perpetrate homophobic and transphobic violence in Hamilton.

On June 28, 2019 you stated on CHCH "The groups are intertwined and are pretending to be anti-establishment, along with pretending to be representing the queer, trans group". Many 2SLGBTQ+ people and allies - some anarchist, some not - put their bodies between people filled with hate and generations of 2SLGBTQ+ folks and families, chosen or otherwise, celebrating Pride that day. Some defenders were wearing pink masks to protect themselves from possible future violence and doxing¹ from right-wing extremists. Regardless of ideology, they tried to keep Pride-goers safe when the HPS took fully 30 minutes to do so. You, the Chair of the Hamilton Police Services Board, said nothing for days; your long silence and subsequent rhetoric implies consent for continued violence against our communities.

Additionally, your appointment of "special advisors" for the 2SLGBTQ+ community initiatives suggests you are not willing to work with pre-existing community groups such as the City of Hamilton's own LGBTQ+ Advisory Committee, which has 9 citizen members who have applied and been appointed to the committee by members of City Council². This action further suggests you are trying to control and define the narrative as opposed to listening and working with the mechanisms already in place.

¹ Doxing: "Using private information gleaned from the internet to attack someone with whom you disagree, often by publishing their person[al] info, opening them to abuse and possibly, danger." Source: <https://www.urbandictionary.com/define.php?term=doxing>

² It is important to note we are not speaking against the character of those who were appointed but rather the lack of democratic process followed.

We ask, how do you discern between legitimate and illegitimate concerns of 2SLGBTQ+ community members? Making this distinction is not your job; that is the job of our 2SLGBTQ+ communities. Your job is to take action to address and prevent homophobic and transphobic violence in Hamilton, which to date you have failed to do in any meaningful way.

The most egregious action that contradicts your claim of solidarity with members of 2SLGBTQ+ communities is your lack of comment or action related to the arrest and incarceration of Cedar Hopperton, a trans person. Hopperton, who was found guilty on charges related to the incidents on Locke Street last year, was arrested for allegedly violating parole conditions by being present at Pride. No evidence has been presented publicly that suggests that Hopperton was at Pride, while numerous credible sources have stated that Hopperton was not there³. You and the HPS have been trying to conflate what happened on Locke Street last year with the violence at Pride, but they are different. You may not like Cedar, and you may not like what they have said about you or the HPS, but nothing Cedar said at City Hall on June 18, 2019⁴ was illegal. Cedar's subsequent arrest and incarceration makes it difficult to interpret these developments as anything other than punishment for speaking out against police. We sincerely hope that Hopperton will not be among the 33% of trans people who have been incarcerated in Ontario to experience violence in prison because of their gender⁵. Hopperton's arrest and incarceration undermine public trust in the police's commitment to serve and protect all of the public, not just those who are supportive of all police actions and statements.

Therefore, we, the undersigned, call on you to demonstrate your solidarity with 2SLGBTQ+ community members by:

1. Doing everything possible in your role as the Chair of the Hamilton Police Services Board to speed the process of releasing Cedar Hopperton from prison;
2. Dropping all charges against Pride defenders; and
3. Discontinuing the recently created roles of "special advisors" and instead working genuinely with the City of Hamilton's existing LGBTQ+ Advisory Committee.

If you will not take these actions, we ask for your resignation given your lack of engagement and solidarity with the 2SLGBTQ+ community.

Sincerely,

CA Klassen

Natalie Lazier

Pike Krpan

³ <https://www.cbc.ca/news/canada/hamilton/cedar-hopperton-is-on-a-hunger-strike-in-jail-supporters-say-1.5188153>

⁴ <https://www.cbc.ca/news/canada/hamilton/pride-community-conversation-1.5180950>

⁵ https://www.researchgate.net/publication/277558920_Transgender_People_in_Ontario_Canada_Statistics_from_the_Trans_PULSE_Project_to_Inform_Human_Rights_Policy

James Diemert
Caroline Neufeld
Ruth Pickering
Jonathan Armstrong
Grace Evans
Shahzi Bokhari
Frances Neufeld
Sonny Mills
Jyssika Russell
Catherine McCormack
Dr. Lisa Droogendyk
Anna Borstad
Jenny McFadden
Sashaina Singh
A. de Bie
Scott Dobbin
Faye Thomas
Pike Krpan
Emily Groom
Sage RavenStar
Rachel More
Dana Weistra
Sean Cullen
Stone Stewart
Leslie Arnott
Jake Szamosi
Patrick Monaghan
Kelsea Swachammer
Tessa Swachammer

Christopher Todd-Kane

Daphne Reed

Lauren Snelius

Os Paredes

Abra Bergen

Marlon Picken

Heather Cronkwright

Luna Jasz

Anne Barberi

Diane Sharp

Laura Kooji

Rachel Cope

Serafina Aquino

Tai-Lynne Askew

AJ Widdershins

Carla Tompkins

Jennecka Stovell

Rachel Elliott

Leeann Hogan

Aric Bales

Jeanette Eby

Sean Haggerty

Dale Binkley

Brian French

Autumn Black

Kaiden Penney

Angela Stanton

Bonnie Berger

Nicole Mossop

Christopher Dunbar

Hope Di Pietro

Natalie Mercer

Christopher Lee Hasler

Marina Fensham

Autumn Getty

Bronson Mcdonald

Nico Varkevisser

5.9

Can you make sure this e-mail is before GIC tomorrow?

Councillor Lloyd Ferguson CET, CIM, GSC
 Ward 12 | Ancaster
 905-546-2704
<http://www.hamilton.ca>

The lobbying of members of the City of Hamilton's Mayor, Council and Senior Management Team are subject to the City's Lobbyist Registry By-Law. It's the responsibility of lobbyists to register their lobbying activity. For more information about the Lobbyist Registry, please visit www.hamilton.ca/lobbyistregistry

From: Cathie Puckering [<mailto:cpuckering@flyhamilton.ca>]
Sent: July-07-19 11:44 AM
To: Pilon, Janet; Paparella, Stephanie
Cc: Paparella, Guy; Smith, Janette; Ferguson, Lloyd; Johnson, Brenda; Sabo, Ron
Subject: Hamilton Airport International ASC Update (Climate Change)

Good day City of Hamilton,

In June, the Airport verbally shared with the Airport Sub Committee certain initiatives it has been focusing on related to Climate Change and Corporate Social Responsibility. An overview of the discussions is included below for your information and distribution. Management indicated it will include reporting updates for these initiatives into future Airport Sub Committee presentations and Year In Review communication.

The Airport is a member, along with the City of Hamilton, of Sustainable Hamilton and Burlington (SHB). We commit to a collaborative approach to manage our carbon footprint as an Airport. Airport focus areas include:

- Natural Gas
- Electricity
- Fleet Gasoline and Diesel consumption
- Monitoring airline partner activities

SBH five-step process

In 2017 we established our baseline year and the goal of reducing our total Carbon-dioxide equivalent (tCO₂e) by 20% by 2027 (ten-year plan).

A measurement factor was established based on an intensity factor for green house gases and total employee hours.

- M1: On-boarding - Complete
- M2: Setting a Baseline Year - Complete
- M3: Target setting - Complete
- M4: Action Planning – In process
- M5: Review and reevaluate (targets and action plan) – next steps

The Airport is reviewing best practices with similar airports through Canadian Airport Alliance Environmental Sustainability Committee and monitoring major partner activities.

2017-2019 Activities

- LED lighting in the vehicle parking areas
- Energy efficient air-conditioning units in the air terminal building
- Lighting sensors in the air terminal building
- Airfield Lighting LED project (2019-2021).

5.9

Airline information is detailed, available on our partner websites, reviewed by Management and may be provided as required.

2018 Year End Review

To account for airline growth, greenhouse gas emissions were scaled using total employee hours as a representative intensity factor.

- In 2018, a total of 108,795 employee hours were logged and the corresponding emissions Intensity Value was 12.19 tCO₂e/1,000 employee hours.
- This represents a 7.5% reduction in emissions based on intensity.

Hamilton International is on track to reduce their emissions Intensity Value by 20% by 2027, to 10.55 tCO₂e/1,000 employee hours.

I trust this provides you a summary of our action, should you require any further information please contact me directly.

Best regards, Cathie

Cathie Puckering, CPA, CGA

President and CEO

John C. Munro Hamilton International Airport

T: 905-667-8774 C: 905-928-4805

E: cpuckering@flyhamilton.ca

Form: Request to Speak to Committee of Council

Submitted on Tuesday, July 2, 2019 - 11:33 a.m.

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Kristeen Sprague

Name of Organization:

Contact Number: [REDACTED]

Email Address: [REDACTED]

Mailing Address:

[REDACTED]

Reason(s) for delegation request: Wants to speak to a committee about LBGTQ+ community and set the record straight that the Mayor is an ally to the LBGTQ+ community and not to be afraid of the police; also wants 2 members to be removed from the advisory committee, as they push their agenda and not listening to the ideas/issues/complaints of others on the committee.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

Form: Request to Speak to Committee of Council

Submitted on Tuesday, July 2, 2019 - 8:47 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Dave Carson

Name of Organization: Environment Hamilton

Contact Number: [REDACTED]

Email Address: [REDACTED]

Mailing Address: [REDACTED]
[REDACTED]

Reason(s) for delegation request: To ask the City consider Airport Carbon Accreditation as part of the renewal of the Airport lease.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? Yes

Airport Carbon Accreditation General Issues Committee July 8th 2019



Reducing carbon & increasing airport sustainability



airport
carbon
accreditation

MAPPING | REDUCTION | OPTIMISATION | NEUTRALITY



10
YEARS

The only independent,
institutionally-endorsed
global standard for
carbon management at
airports

Airports
not
airlines

<https://www.airportcarbonaccreditation.org/>

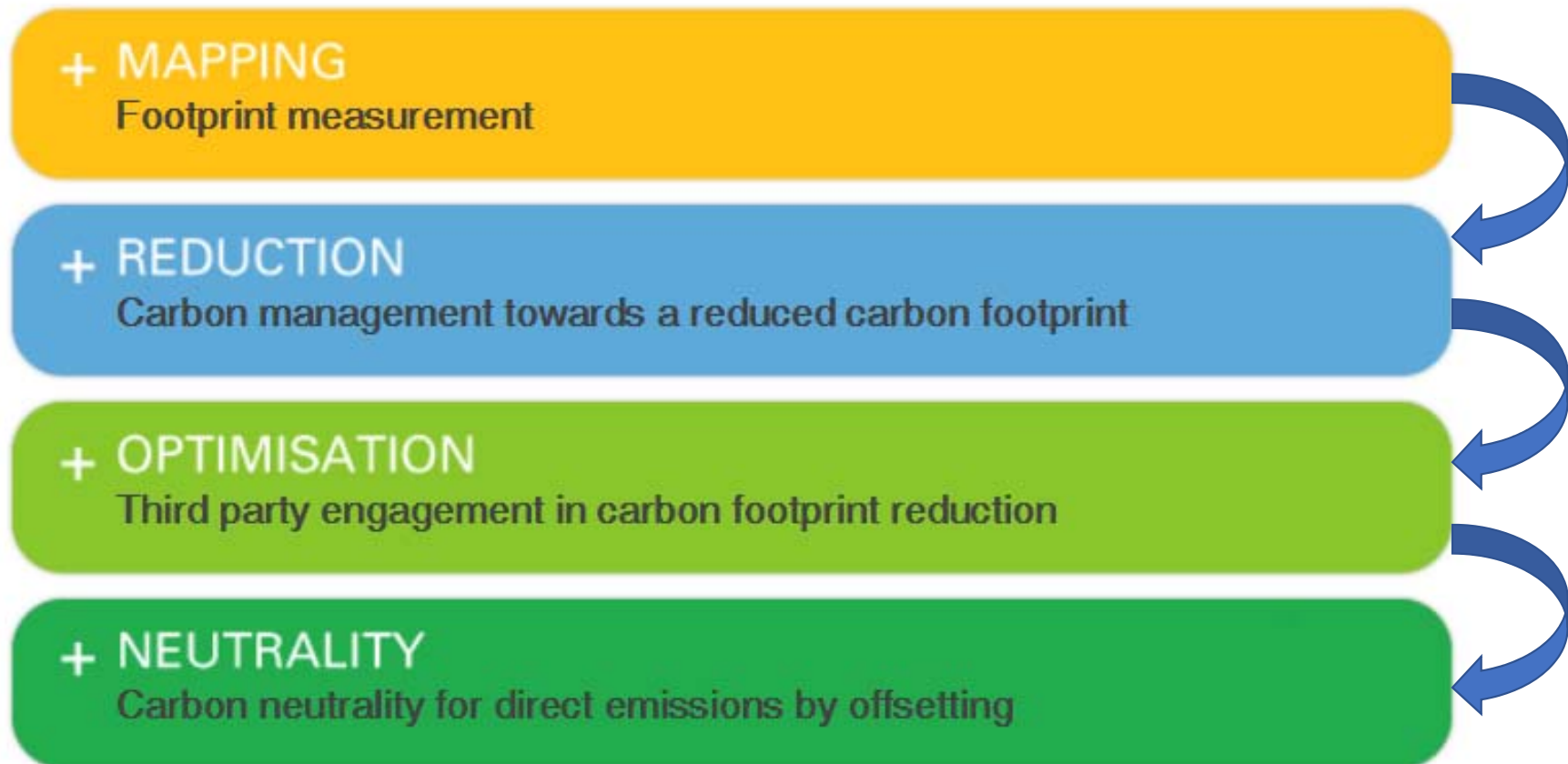
Why do it?

- Hamilton has declared a climate emergency with a goal of reducing emissions to net zero by 2050
- Airport operations and related activities are significant sources of emissions
- All industries must play a part

What is it?

- A process for managing, reducing and ultimately neutralizing the carbon footprint of airports.
- It was created in 2009 by Airports Council International – the global trade representative of the world's airport authorities. Initially in Europe, it was adopted in North America in 2014

Four levels of accreditation



Who's doing it?

Airports
In Canada / In the World

+ MAPPING

Footprint measurement

7 / 91

+ REDUCTION

Carbon management towards a reduced carbon footprint

2 / 76

+ OPTIMISATION

Third party engagement in carbon footprint reduction

5 / 56

+ NEUTRALITY

Carbon neutrality for direct emissions by offsetting

0 / 52

Who's doing it in Canada?

1st step

+ MAPPING
Footprint measurement

Charlottetown, Kelowna, Edmonton,
Fredericton, Regina, Victoria, Winnipeg

2nd step

+ OPTIMISATION
Third party engagement in carbon footprint reduction

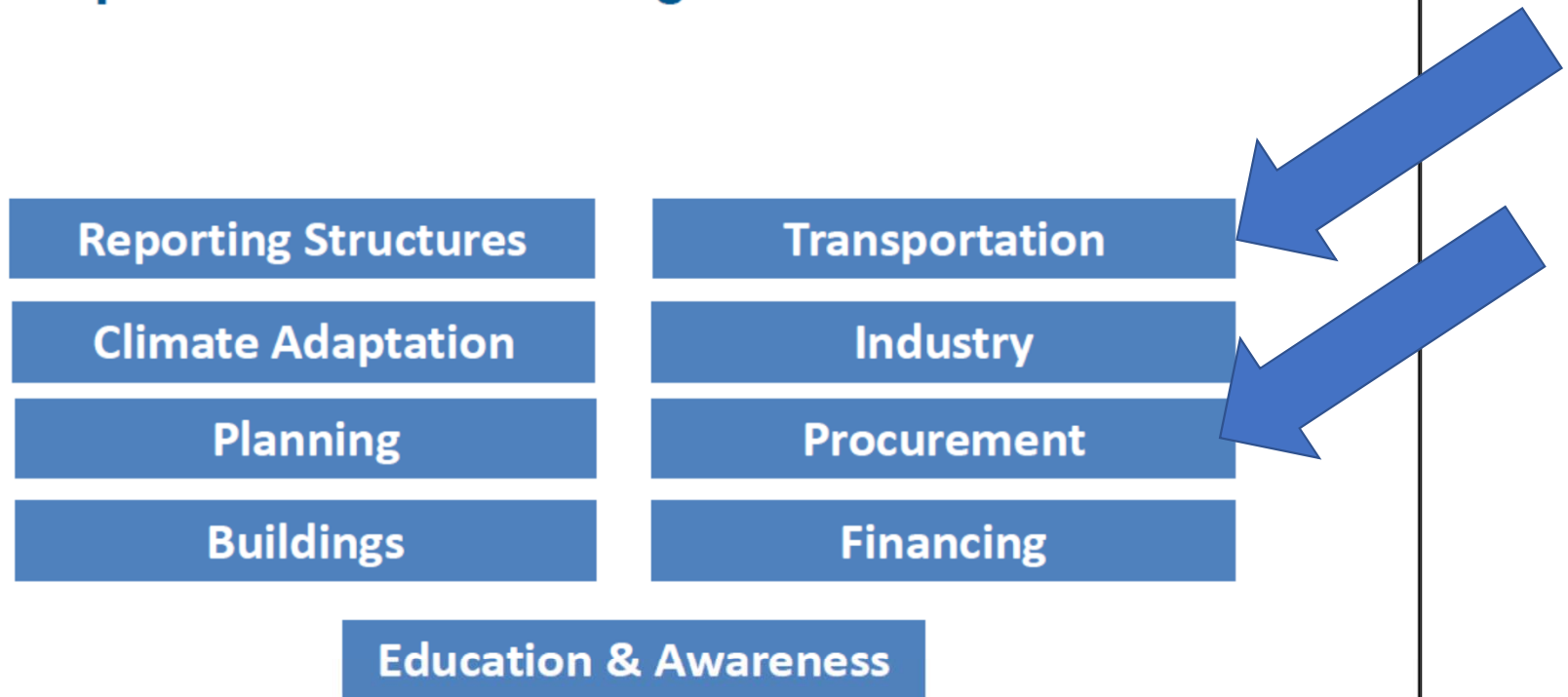
Quebec, Halifax

3rd step

+ REDUCTION
Carbon management towards a reduced carbon footprint

Greater Toronto Airport Authority, Montreal
Monckton, Ottawa, Vancouver

Corporate Climate Change Task Force Framework



6

Background information

+ MAPPING**What is it?**

The 'Mapping' step of *Airport Carbon Accreditation* requires carbon footprint measurement.

How to achieve it?

To achieve this level of accreditation, an airport has to:

- Determine its 'operational boundary' and the emissions sources within that boundary which are Scope 1 and Scope 2 sources, as defined by the [Greenhouse Gas Protocol](#)
- Collect data and calculate the annual carbon emissions for the previous year for those sources
- Compile a carbon footprint report
- Engage an independent third party to verify the report before submission, to ensure that the carbon footprint calculation is in accordance with ISO14064 and accreditation requirements.

+ REDUCTION**What is it?**

The 'Reduction' step of *Airport Carbon Accreditation* requires carbon management and progress towards a reduced carbon footprint.

How to achieve it?

To achieve this level of accreditation, an airport has to:

- Fulfil all the requirements of 'Mapping'
- Provide evidence of effective carbon management procedures including target setting
- Show that a reduction in the carbon footprint has occurred by analysing the carbon emissions data of consecutive years.

+ OPTIMISATION**What is it?**

The 'Optimisation' step of *Airport Carbon Accreditation* requires **third party engagement** in carbon footprint reduction. Third parties include airlines and various service providers, for example, independent ground handlers, catering companies, air traffic control and others working on the airport site. It also involves engagement on surface access modes (road, rail) with authorities and users.

How to achieve it?

To achieve this level of accreditation, an airport has to:

- Fulfil all the requirements of 'Mapping' and 'Reduction'
- Widen the scope of its carbon footprint to include a range of Scope 3 emissions. ([GHG Protocol](#))
Scope 3 emissions to be measured include:
 - landing and take-off cycle emissions
 - surface access to the airport for passengers and staff
 - staff business travel emissions
 - any other Scope 3 emissions which the airport chooses to include.
- Presentation of evidence of engagement with third party operators to reduce wider airport-based carbon emissions.

+ NEUTRALITY**What is it?**

The 'Neutrality' step of *Airport Carbon Accreditation* requires neutralising remaining direct carbon emissions by offsetting.

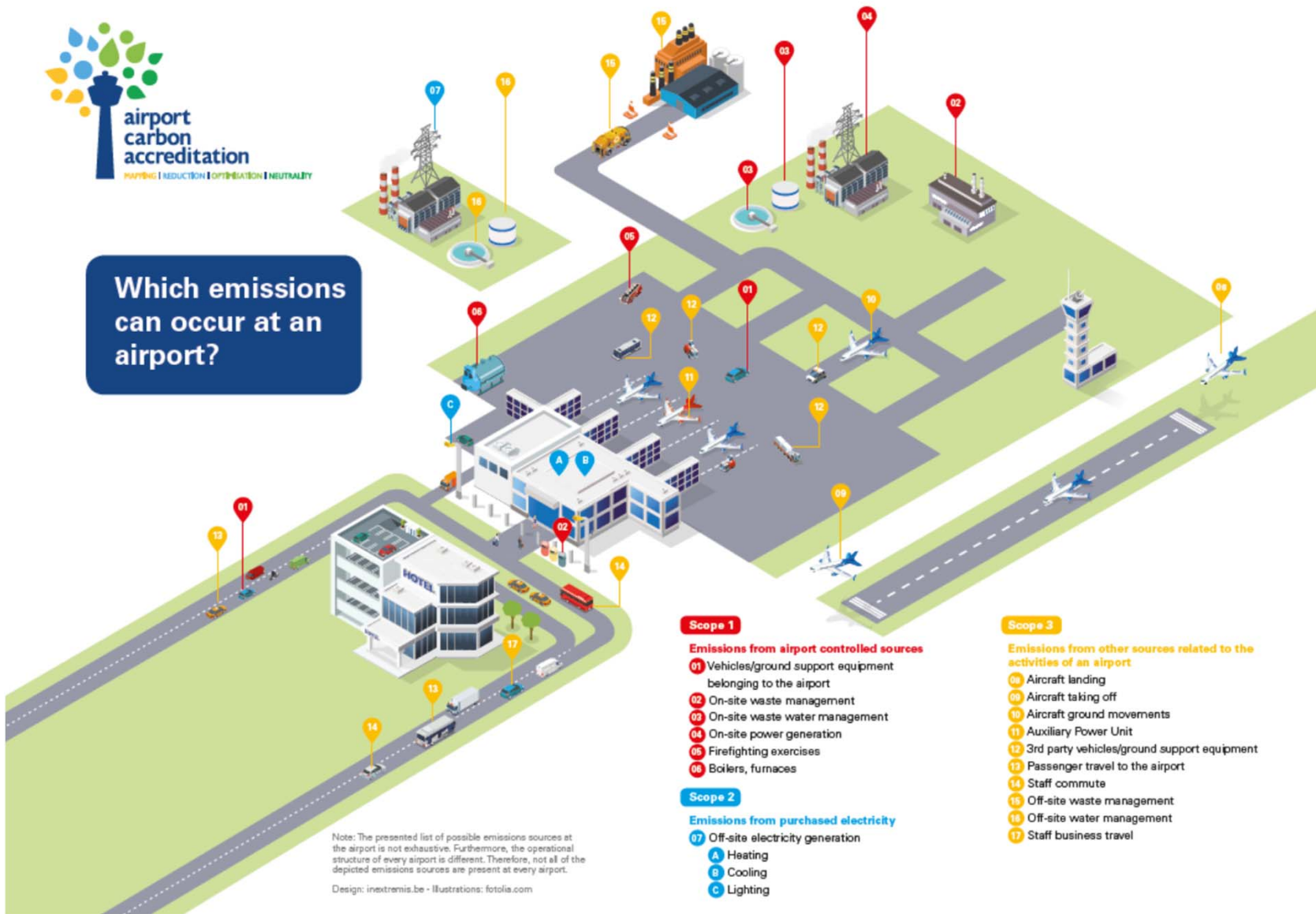
How to achieve it?

To achieve this level of accreditation, an airport has to:

- Fulfil all requirements of 'Mapping', 'Reduction' and 'Optimisation'
- Offset its remaining Scope 1 and 2 carbon emissions ([GHG Protocol](#)) to show its commitment to achieving carbon neutral operations for all direct emissions and indirect emissions over which the airport has control, using internationally recognised offsets.



Which emissions can occur at an airport?



Scope 1

- Emissions from airport controlled sources**
- 01 Vehicles/ground support equipment belonging to the airport
 - 02 On-site waste management
 - 03 On-site waste water management
 - 04 On-site power generation
 - 05 Firefighting exercises
 - 06 Boilers, furnaces

Scope 2

- Emissions from purchased electricity**
- 07 Off-site electricity generation
 - A Heating
 - B Cooling
 - C Lighting

Scope 3

- Emissions from other sources related to the activities of an airport**
- 08 Aircraft landing
 - 09 Aircraft taking off
 - 10 Aircraft ground movements
 - 11 Auxiliary Power Unit
 - 12 3rd party vehicles/ground support equipment
 - 13 Passenger travel to the airport
 - 14 Staff commute
 - 15 Off-site waste management
 - 16 Off-site water management
 - 17 Staff business travel

Note: The presented list of possible emissions sources at the airport is not exhaustive. Furthermore, the operational structure of every airport is different. Therefore, not all of the depicted emissions sources are present at every airport.
Design: inextremis.be - Illustrations: fotolia.com

Airports addressing their CO₂ emissions

CHOOSING SMARTER ON-SITE TRANSPORT

On an airport site, there are many vehicles facilitating airside services such as runway and apron maintenance, ground handling, and passenger transport, all of which only operate within the perimeter of the airport. A concerted effort is being made by airports big and small (including airports in Amsterdam, Bologna, Cork, Dublin, Oslo, Trondheim, Zurich and many more) to replace these mainly diesel-powered vehicles with electric, hybrid or gas powered ones. The distances travelled by these vehicles may be small when compared with the average road vehicle, but by moving to more sustainable sources, the CO₂ emissions associated with on-site transport are falling.

CONVERTING TO ECO-EFFICIENT LIGHTING

As public spaces, airports have to provide well-lit facilities and naturally this is a substantial part of their energy consumption. In recent years, the benefits of LED (Light-Emitted Diode) technology have led a lot of airports to invest in replacing their lighting systems with LEDs, resulting in a significant drop in their energy consumption (and associated CO₂ emissions). For example, lighting at part of Helsinki Airport improved and energy consumption decreased by 85% when they replaced 2,100 old light fixtures with LED lighting.

INVESTING IN SUSTAINABLE ENERGY

A growing number of airports are now seeking to become more energy independent and more than that, to use sustainable energy sources such as wind, hydro and solar. Athens International Airport was one of the pioneers in harnessing the abundant sun in its location, through its €20 million investment in a photovoltaic park. The park produces approximately 11 million kWh a year - that's 20% of the airport operator's energy needs (equivalent to a reduction of 10,000 tonnes of CO₂). Other airports in Europe and Asia-Pacific are making similar investments, each helping to lower their part of the industry's carbon footprint

HELPING THE PASSENGER TO HAIL A BETTER TAXI

While rail intermodality is now a must for capital city airports, we are already seeing several airports in Europe which are working with their taxi partners, to lower the taxi-related CO₂ emissions at the airport site. Stockholm-Arlanda was one of the first, by giving exclusive priority to hybrid and electric cars – a move which quickly saw all the airport taxis voluntarily move to these technologies. At Amsterdam-Schiphol, the airport company revised its taxi partnership, making cleaner taxis as a key objective. The airport is now served by a substantial fleet of 167 zero-emission Tesla Model S taxis.

INITIATING BETTER COLLABORATION WITH AIR TRANSPORT PARTNERS

Air transport is collaborative effort between airports, airlines, ground handlers, air traffic controllers and others. One action that is helping lower CO₂ emissions is the implementation of something called Airport Collaborative Decision-Making (A-CDM). By sharing real-time updates on operations, over 15 major European airports including Heathrow, Paris CDG, Frankfurt, Munich and Brussels are lowering waiting times for landings and takeoffs, resulting in less fuel burn, less CO₂ emissions and better punctuality.

INVESTING IN SUSTAINABLE ENERGY – PART 2

A growing number of airports are now seeking to become more energy independent and more than that, to use sustainable energy sources such as wind, hydro and solar. Paris CDG and Keflavik Airport in Iceland are examples of airports which use geothermal energy to power their facilities – an entirely natural and sustainable energy source. In 2011, Aéroports de Paris commissioned a geothermal power plant at Paris-Orly, and a biomass power plant at Paris-Charles de Gaulle in 2012, significantly increasing its production of renewable energies. To date, the geothermal energy plant at Paris-Orly has enabled Aéroports de Paris to reduce GHG emissions by 9,000 tonnes of CO₂ per year and the biomass plant by 18,000 tonnes of CO₂.

Airline emissions are separately targeted and are not part of Airline Carbon Accreditation

Targeted by IATA (International Air Transport Association)

- An average **improvement in fuel efficiency** of 1.5% per year from 2009 to 2020
- A cap on net aviation CO2 emissions from 2020 (**carbon-neutral growth**)
- A **reduction in net aviation CO2 emissions of 50%** by 2050, relative to 2005 levels

A multi-faceted approach: the four-pillar strategy

IATA is determined to be part of the solution but insists that, in order to achieve these targets, a strong commitment is required from all stakeholders working together through the four pillars of the aviation industry strategy:

- Improved **technology**, including the deployment of sustainable low-carbon fuels
- More efficient aircraft **operations**
- **Infrastructure** improvements, including modernized air traffic management systems
- A single **global market-based measure**, to fill the remaining emissions gap



Form: Request to Speak to Committee of Council

Submitted on Wednesday, July 3, 2019 - 9:06 am

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Chris McLaughlin

Name of Organization: Bay Area Restoration Council

Contact Number:

Email Address:

Mailing Address:

LSB B130F
1280 Main Street West
Hamilton, ON L8S 4K1

Reason(s) for delegation request: At the request of Cllr Danko, in support of his motion regarding a stormwater rate to be introduced at GIC on Monday, July 8.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? Yes

Form: Request to Speak to Committee of Council

Submitted on Wednesday, July 3, 2019 - 12:57 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Jen Baker**Name of Organization:** Hamilton Naturalists' Club**Contact Number:** [REDACTED]**Email Address:** [REDACTED]**Mailing Address:** [REDACTED]**Reason(s) for delegation request:** speak to stormwater rate motion**Will you be requesting funds from the City?** No**Will you be submitting a formal presentation?** No

6.6

Form: Request to Speak to Committee of Council

Submitted on Wednesday, July 3, 2019 - 4:05 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Ian Borsuk

Name of Organization: Environment Hamilton

Contact Number: 9055490900

Email Address: iborsuk@environmenthamilton.org

Mailing Address:

22 Wilson St

Suite 4

Reason(s) for delegation request: I would like to speak on behalf of Environment Hamilton in favour of Item 11.2 "City-Wide Stormwater Rate Program Review" and the importance of the City of Hamilton to implement a Stormwater Rate Program as it relates to the climate emergency.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

Form: Request to Speak to Committee of Council

Submitted on Wednesday, July 3, 2019 - 5:12 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Mike Wood and Elizabeth Ellis

Name of Organization: Hamilton ACORN

Contact Number: [REDACTED]

Email Address: hamilton@acorncanada.org

Mailing Address: [REDACTED]

Reason(s) for delegation request:

Delegation request to speak to Nrinder Nann's motion: Modifications to the Guidelines and Criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

6.8

Form: Request to Speak to Committee of Council

Submitted on Friday, July 5, 2019 - 9:40 am

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Giuliana Casimirri

Name of Organization: Green Venture

Contact Number: 9055408787

Email Address: director@greenventure.ca

Mailing Address: 22 Veevers Drive

Reason(s) for delegation request: Speaking in support of the
City-wide Stormwater Rate Program Review Motion.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? Yes



INFORMATION REPORT

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	July 8, 2019
SUBJECT/REPORT NO:	Local Impact of the Celebrate Ontario Fund on Festivals in Hamilton (PED19147) (City Wide) (Outstanding Business List Item)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Andrea Carvalho (905) 546-2424 Ext. 1947
SUBMITTED BY:	Carrie Brooks-Joiner Acting Director, Tourism and Culture Planning and Economic Development Department
SIGNATURE:	

COUNCIL DIRECTION

On June 12, 2019 City Council directed Tourism and Culture staff to:

- (a) communicate with Hamilton organizations that applied to the 2019 Celebrate Ontario fund; and,
- (b) report back to the General Issues Committee with information on the local impact of the Celebrate Ontario fund including those that received funding and those that did not.

INFORMATION

The Celebrate Ontario funding program, administered through the Government of Ontario's Ministry of Tourism, Culture and Sport, supports programming improvements at new and existing festivals and events that attract tourists for longer stays, create greater experiences for visitors and support communities across Ontario¹.

¹ Celebrate Ontario 2019 program description.

http://www.grants.gov.on.ca/GrantsPortal/en/OntarioGrants/GrantOpportunities/OSAPQA005140?fbclid=IwAR2iDzFQiGH5eMYpUMLC6dWKKd_1vBvHX_qZIZMQSE2bEHDl5d757q7y7v8

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

SUBJECT: Local Impact of the Celebrate Ontario Fund on Festivals in Hamilton (PED19147) (City Wide) - Page 2 of 4

Applicants to the program must meet the eligibility requirements, program criteria, funding priorities and pass the assessment process. The Celebrate Ontario program does not provide core operating funding, as such funding amounts may fluctuate year to year and past funding does not guarantee funding each year. Additional Celebrate Ontario program information is included as Appendix "A" to Report PED19147.

Over the last 3 years, the Government of Ontario, through Celebrate Ontario, has invested in festivals and events province-wide as follows:

Funding Year	Total Celebrate Ontario Funding	# of Festivals and Events Funded
2017	\$19 million	304
2018	\$20 million	328
2019	\$17 million	257

Celebrate Ontario Results in Hamilton

All Celebrate Ontario applicants received funding notification on May 31, 2019.

The following chart provides information on Hamilton festival and events that received Celebrate Ontario funding at least once between 2017-2019 as reported by the organizations or published as public information. The chart provides information on festivals that have or have not applied to the program, as well as percentage changes to funding from 2018-2019.

Event Name	2017 Celebrate Ontario*	2018 Celebrate Ontario	2019 Celebrate Ontario	Funding change from 2018 to 2019
Increased Funding in 2019				
Ancaster Fair	<i>did not apply</i>	<i>did not apply</i>	\$34,882	n/a
Art Gallery of Hamilton Film Festival	\$85,800 ²	\$76,950 ²	\$122,000	+ 59%
ArtsFest Waterdown	\$25,000	\$31,050	\$43,500	+ 40%
Hamilton Fringe Festival	<i>did not apply</i>	\$45,569	\$60,638	+ 33%
RBC Canadian Open ³	\$84,750 ⁴	\$0	\$250,000	+ 100%

² In 2017 and 2018 the Art Gallery of Hamilton Celebrate Ontario application was in support of the AGH Film Festival and other programming. In 2019, the application was only in support of the Film Festival.

**SUBJECT: Local Impact of the Celebrate Ontario Fund on Festivals in Hamilton
(PED19147) (City Wide) - Page 3 of 4**

Event Name	2017 Celebrate Ontario*	2018 Celebrate Ontario	2019 Celebrate Ontario	Funding change from 2018 to 2019
Telling Tales	<i>did not apply</i>	<i>did not apply</i>	\$39,449	n/a
Reduced Funding in 2019				
Liquid Art Festival	<i>did not apply</i>	\$50,000	\$30,650	- 39%
Eliminated Funding in 2019				
Because Beer Craft Beer Festival	\$48,875	\$60,000	\$0	-100%
Festival of Friends	\$0	\$49,700	\$0	-100%
FrancoFEST	\$17,000	\$42,756	\$0	-100%
Supercrawl	\$544,750	\$275,000	\$0	-100%
Did Not Apply in 2019				
Dundas International Buskerfest	\$21,971	\$9,895	<i>did not apply</i>	n/a
Total Applications Funded	7	9	7	
Total by Funding by Year	\$743,396	\$640,920	\$581,119	- 8%

*Does not include one-time Ontario 150 funding.

Impact to Hamilton Organizations

Four Hamilton festivals that submitted applications did not receive 2019 Celebrate Ontario program funding: Because Beer Craft Beer Festival, Festival of Friends, FrancoFest, and Supercrawl. The impacted organizations reported a lack of communication from the province regarding changes to the program, the funding priorities, and the total available funding. Based on the amount received in 2018, the total loss in provincial funding to these four festivals is \$427,456.

The organizations have reported pressure in several operational, service, and programming areas by the in-year funding loss. The festivals are in the late stages of planning for festivals for the 2019 summer season and have already committed performance and service contracts. For organizations with an elimination of provincial funding, the impacts are:

- Marketing: Reductions to overall marketing efforts and targeted tourism marketing.

⁴ In 2017 and 2018 the RBC Canadian Open was held in Oakville and in 2019 was held in Hamilton. Golf Canada is not a Hamilton based organization.

**SUBJECT: Local Impact of the Celebrate Ontario Fund on Festivals in Hamilton
(PED19147) (City Wide) - Page 4 of 4**

- Programming: Reductions to festival schedule overall, elimination of secondary stages, cancelled performances, and reduced performers.
- Audience Programming: Reductions to participatory festival areas and targeted community sectors.
- Production: Decreased staging and technical production costs.
- Operational: Reductions to staffing and volunteer budgets, and general end of year net loss.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" to Report PED19147: Celebrate Ontario Program Information

AC:ro

Celebrate Ontario Program Information Excerpt from Program Guidelines

The Celebrate Ontario program is guided by the following criteria and funding priorities. Applications to the program are evaluated based on the evaluation process and assessment criteria.

Celebrate Ontario Program Criteria

Applications to the fund must demonstrate how the Celebrate Ontario project or new event programming will:

- Increase community economic development and business partnerships
- Increase tourist attendance and expenditures
- Meet visitor demand and interests by creating engaging experiences
- Attract overnight stays and out-of-province tourists to a community
- Improve the event’s appeal to tourists.

Celebrate Ontario Funding Priorities

Priority will be given to projects and new events that demonstrate:

- Innovative programming improvements that enhance the quality of the event experience and increase tourist visitation and spending.
- A strategy to grow the event’s tourism attendance and an evidence-based rationale for the proposed programming improvements.
- Strong community and regional economic development focus.
- Confirmed tourism, business and community partnerships that encourage increased spending and overnight stays in the host community.
- Strong organizational and leadership capacity with proven capability to deliver the project.

Evaluation Process and Assessment Criteria

The decision to fund all or part of a funding request will depend on its fit with Celebrate Ontario 2019 program funding priorities, eligibility, mandatory and technical requirements, as well as the overall demand for funds in the program. Applications that meet the eligibility and mandatory requirements will be scored in accordance with the criteria set out below:

Assessment Criteria	Scoring Weight
Current financial position and organizational capacity	20%
Project information and rationale	25%
Performance measurement, impact and marketing	25%
Tourism / community economic development partnerships	20%
Event budget and Celebrate Ontario project budget	10%
Total	100%

The ministry cannot guarantee funding to all applicants, nor can it ensure that the total amount requested by successful applicants will be granted. Past funding does not guarantee program funding.

The ORDER *of* CANADA



Family and Friends

JUSTIN PAGE C.M.

A Member and Promoter of the Order of Canada for over 30 years.



Family and Friends

APRIL,2019

HOMETOWN HEROES

Celebrating the accomplishments of our Outstanding sons and daughters...

There truly is no higher civilian recognition than to receive the Order of Canada, with 7,000 current members contributing to the advancement of Science, the Arts, Technology, Philanthropy and Human Rights to name a few. Each one of these members has helped create the amazing Canadian Mosaic, leaving both a mark with in Canada as well as abroad.

Each year new members are awarded for their contributions and yet the Awards come and go with such subtle fanfare that your average civilian knows very little about the significance of this award. This needs to change!

We need to come together and celebrate the exceptional accomplishments of our very own Hometown Heroes by recognizing and taking Pride in these contributions, their success being our success!

How do we do this?

To our Members...wear your medal with pride every opportunity you have, share your story, share your place in Canadian History.

To our Friends and Family...share the incredible story of your loved ones accomplishments. Share your pride with others so that they may understand the importance of this award.

To our Local City Councils...we need to come together as a community and celebrate these talented individuals that have brought so much to our community. Each members name deserves to be seen and acknowledged. Placing an insignia on our municipal signage would be a small token of your appreciation. Consideration for a centralized display of the growing list of your own Hometown Heroes would be even more appreciative.

And finally to our local Businesses and institutions...show Your pride by displaying an Order of Canada Certificate highlighting the individuals in your community that have made a difference in the lives of others!

For further information please contact:

Hon. Justin Page C.M.

905.527.6371

justinpage471@gmail.com





Why is the Order of Canada important?

Every nation honours those who have made a difference. In Canada, we celebrate those individuals with the Order of Canada.

These people are all exceptional.

They have contributed above and beyond what one would imagine.

Sometimes under very difficult situations.

Every nation – every City needs role models, examples, exemplars

They demonstrate what it is to be a member of your community

Their leadership is important and should be celebrated

We have a remarkable number of people in Canada who are working to make this country a better place.

In Hamilton, we begin by honouring our citizens who are

Members of the Order of Canada.

In collaboration with the Order of Canada, the Chancellor and Honours

Office of the Secretary of Governor General,

Certificates acknowledging Order of Canada recipients by city are available

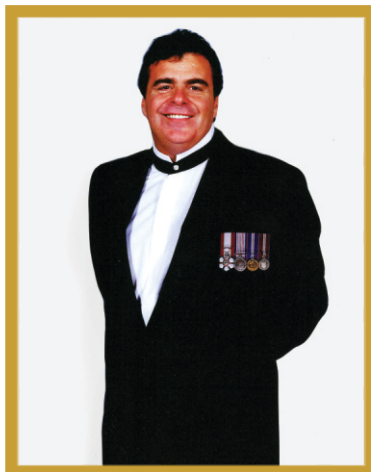
for businesses, libraries, schools, agencies, homes, City Hall.

Justin Lee Page CM has been authorized to create city of heroes certificates.

Only Members of the Order of Canada are allowed to give out

their city certificates.

**We should not forget;
we can celebrate our own Order of Canada recipients.**



Justin Page, C.M.

A Member and Promoter
of the Order of Canada for
over 30 years.

Remembering local Order of Canada recipients is important

Role models shouldn't be forgotten says columnist Gordon Cameron

OPINION Sep 17, 2018 by [Gordon Cameron](#)  Hamilton Mountain News



Literacy activist and member of the Order of Canada Justin Page is launching a project to get a certificate bearing the names of all local recipients into public buildings across the country. - Gordon Cameron/Metroland

As a newspaper editor, I occasionally get requests to help with various causes or events, and I try and lend my name and my voice to groups and activities I believe are worthwhile.

So, when Justin Page contacted me about his latest project I was keen to get involved.

I met Page several years ago when he came into our offices to talk about a system he developed to help people learn to read. It was based on the method he used to teach literacy to street people back in the 1980s. It was for that work and for helping to establish the Beat the Street mentorship program that Page was made a member of the Order of Canada in 1989.

For those who don't know, the Order of Canada is our country's highest civilian honour. Since 1967 over 6,000 of our country's best and brightest have received the order for their exceptional contributions to our nation.

However, Page told me that the achievements of many recipients go unrecognized within their own communities. So he decided to do something about it.

His vision is to put a framed certificate in city halls, libraries and public buildings all across Canada that list the names of all the local winners. Page said that he wants to do this not only to promote the order itself, but to make sure that the good work of his fellow members isn't forgotten.

And that's a real danger. He told me about speaking to Lincoln Alexander's granddaughter about the project who told him that even her famous grandfather's legacy is being forgotten, even in Hamilton.

Page has already designed the certificate (it took eight months to be approved by the powers that be) and is now looking to get the message out. He's hoping his fellow order recipients will help drum up local support for the project, as well as communities looking for copies to display with pride in their buildings.

If you'd like to know more, or get involved in the project you can contact Page thought me at gocameron@hamiltonnews.com.

Remembering and celebrating some of the best among us seems pretty worthwhile to me.

— Gordon Cameron is Group Managing Editor for Hamilton Community News.



by [Gordon Cameron](#)
Gordon Cameron is the Group Managing Editor for Hamilton Community News (Ancaster News, Dundas Star News, Mountain News and Stoney Creek News). He can be reached at gocameron@hamiltonnews.com
Email: gocameron@hamiltonnews.com [Facebook](#) [Twitter](#)



Honouring the Recipients of the Heroes Award



HER MAJESTY QUEEN ELIZABETH II
QUEEN OF CANADA

WEARING HER CANADIAN INSIGNIA
AT SOUVENIR OF THE ORDER OF CANADA
AND THE ORDER OF MILITARY MERIT



The ORDER of CANADA

The Order of Canada - L'Ordre du Canada

Members of the Order of Canada City of Hamilton	
Gordon Osbaldeston, O.C., C.C.	1981
Boris Brott, O.C., O.Q., O.Ont.	1987
Anastazja Kozlowski, C.M.	1987
Justin Page, C.M.	1989
Lincoln M. Alexander, C.C., O.Ont., Q.C.	1992
Ron Joyce, C.M.	1992
Martin Short, C.M.	1994
Marnie Paikin, C.M.	1999
Peter George, C.M.	1999
John Bienenstock, C.M.	2002
Richard Tomlinson, O.C.	2004
William Leiss, O.C.	2004
Garrett Warner, C.M.	2005
Steve Smith, C.M.	2006
Jack Pelech, C.M.	2006
Irene Sushko, C.M.	2010
Steve Paikin, C.M.	2013
Salim Yusuf, O.C.	2014
Lawrence Hill, C.M.	2016
John Kelton, C.M.	2016
Jack Gaultie, C.M.	2016
Jamal Deen, C.M.	2017
Ron Foxcroft, C.M.	2018

Canada

In collaboration with the Order of Canada/The Chancellery of Honours/
Office of the Secretary to the Governor General/
Justin Page C.M. has begun presenting several Ontario cities with
Heroes Certificates naming Canadians who have already been honoured as:



Certificates are already in process for:

Burlington
North Bay
Gloucester
Guelph

Hamilton
Kingston
London
Mississauga

Nepean
Niagara Falls
North York
Kanata

**All 7,000 members of the Order of Canada will receive a certificate
in the future appointed by their city across Canada.**



INFORMATION REPORT

TO:	Chair and Members Emergency and Community Services Committee
COMMITTEE DATE:	June 6, 2019
SUBJECT/REPORT NO:	Hamilton Urban Indigenous Strategy (HSC19030) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Nicole Jones (905) 546-2424 Ext. 7552 Jessica Chase (905) 546-2424 Ext. 1234
SUBMITTED BY:	Grace Mater Director, Children's Services and Neighbourhood Development Division Healthy and Safe Communities Department
SIGNATURE:	

COUNCIL DIRECTION

On March 30, 2015, Council approved the following:

That the City of Hamilton initiate an Indigenous Justice Strategy, consisting of:

- (i) A commitment by the Mayor, the City Manager, available senior staff, and any available Councillors to meet on an occasional basis with Hamilton area Indigenous leaders, at least twice per year, to discuss topics of concern to Indigenous people, with appropriate follow-up by City staff based on what is heard;
- (ii) Arrangements for training that creates awareness of the unique issues and circumstance faced by Indigenous persons be provided to City public servants who occasionally interact with Indigenous citizens;
- (iii) An official, symbolic commemoration by Council of the coming of the Witness Blanket to Hamilton;
- (iv) A letter sent by the Mayor of Hamilton to the Office of the Prime Minister, expressing Hamilton Council's desire that the Prime Minister take significant

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SUBJECT: Hamilton Urban Indigenous Strategy (HSC19030) (City Wide) - Page 2 of 6

action on the issue of missing and murdered Indigenous girls and women, so as to create greater justice and protection for Indigenous girls and women in Hamilton and across Canada; and,

- (v) That up to \$5,000 be provided to bring the Witness Blanket to Hamilton Central Library to be funded from the Tax Stabilization Reserve.

INFORMATION

In December 2016, the City of Hamilton began work on developing the Urban Indigenous Strategy to identify actions and strengthen the City's relationship with the Indigenous community. The strategy is also intended to demonstrate respect for Indigenous knowledge and cultures and promote a better understanding among all residents about Indigenous histories, cultures, experiences and contributions.

The key objectives of the Hamilton Urban Indigenous Strategy (attached as Appendix "A" to Report HSC19030) include:

- Identify actions within municipal jurisdiction and capacity arising from the 2015 Truth and Reconciliation Commission (TRC) of Canada's Final Report.
- Celebrate and honour Indigenous people, cultures and traditions.
- Promote a greater understanding among all Hamiltonians through public education on the histories and contributions of Indigenous peoples.
- Create opportunities for education and internal collaboration among city staff to strengthen the relationship with the Indigenous community and service providers.

The strategy was developed in three phases:

1. **"Plant the strategy"**: focused on establishing the governance structure, guiding principles, and raising awareness of this new work with both the Indigenous community and all Hamilton residents
2. **"Cultivate the strategy"**: focused on engaging Indigenous and non-Indigenous residents in a variety of ways about the needs and priorities for the strategy
3. **"Harvest the strategy"**: involved finalizing and sharing the findings and recommendations

The development of the strategy was guided by two collaborative Circles.

1. The **Coordinating Circle** was created to lead the strategy with membership comprised of Indigenous community partners and City staff. It has acted as a planning table and has carried out its work based on principles that honour the Seven Grandfather Teachers of the Anishinaabek and Haudenosaunee teachings of Ga nigohi:yo.

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SUBJECT: Hamilton Urban Indigenous Strategy (HSC19030) (City Wide) - Page 3 of 6

2. An internal **Staff Circle on Indigenous Relations** was also established and is comprised of management from all City departments. Its purpose is to champion relationship building, share information and best practices, and identify opportunities for improved engagement with Indigenous peoples.

Community Engagement

Over 500 Indigenous and non-Indigenous residents were consulted and engaged in the development of the strategy through a variety of mechanisms including:

- Community outreach through participation and partnership on a variety of community events
- The Urban Indigenous Strategy Survey
- Community conversation events
- Youth workshops and participation in youth conferences
- Information fairs
- Research conducted in partnership with McMaster University

The community consultations not only informed the strategic themes and actions, but also provided a snapshot of the negative experiences and frequency of discrimination that many Indigenous community members have had when accessing City services or in the broader community. Community engagement has shown that community members are seeking concrete actions that the City can take to contribute to eliminating discrimination and increasing respect for Indigenous peoples.

Strategic Themes and Actions

The Urban Indigenous Strategy uses the strategic themes of Land, People and Spirit to understand how the identified actions connect to an Indigenous understanding of the relationships people have to land, to each other, and to spirituality.

SUBJECT: Hamilton Urban Indigenous Strategy (HSC19030) (City Wide) - Page 4 of 6

Strategic Theme	Key Directions
Land	<ul style="list-style-type: none"> • The City should adopt the United Nations Declaration on the Rights of Indigenous Peoples (‘UNDRIP’) as the framework to move forward with reconciliation • Indigenous peoples must be involved in decision-making in municipal activities that affect them. • Consultation with urban Indigenous peoples and with local First Nations communities must be meaningful. • Urban Indigenous peoples need a space outdoors for gathering, practicing sacred ceremonies and sharing teachings. • Care for the environment, including the land and water, are important. Respecting Indigenous ecological knowledge will benefit environmental restoration and preservation in Hamilton. • Acknowledgement of traditional Indigenous territory in Hamilton should be practised across the city. The city needs to demonstrate this acknowledgement beyond words.
Spirit	<ul style="list-style-type: none"> • The City of Hamilton can do more to visually represent the historic and continuing presence of Indigenous peoples. • Indigenous art in public spaces is needed to honour historic and contemporary contributions. • Increase support for Indigenous artists and art programming. • Indigenous cultures and traditions need to be respected and seen as more than a performance. • Indigenous stories and languages need to be seen as part of Hamilton’s heritage. • More can be done to celebrate National Indigenous History Month in Hamilton.
People	<ul style="list-style-type: none"> • Use public education to increase understanding and break down stereotypes and racism. • The City of Hamilton should become a leader for other corporations and institutions in increasing employment opportunities for Indigenous people. • City employees should be mandated to have a cultural understanding. • Be creative about how to deliver mainstream services to Indigenous peoples in culturally appropriate ways.

Each strategic theme also includes specific actions. In total, there are 40 strategic actions grouped into the three themes. Examples of these actions include:

SUBJECT: Hamilton Urban Indigenous Strategy (HSC19030) (City Wide) - Page 5 of 6

- Work with the Indigenous community to establish and maintain a piece of land that the community can use for ceremonial, spiritual and other activities.
- Establish an Indigenous Cultural Centre that offers interpretive programming, provides a gathering space for Indigenous peoples to practice their ceremonies and hold cultural events.
- Raise local Indigenous flags permanently at City Hall.
- Expand the promotion and celebration of Indigenous History Month at City Hall and across Hamilton.
- Bring together partners to offer public education to all residents about the history of Indigenous peoples and current topics that will contribute to reconciliation. This public education program should include highlighting local Indigenous resources and museums and promote awareness of national holidays such as National Indigenous Peoples Day and the National Day for Truth and Reconciliation.
- Provide education to all city staff about Indigenous peoples, Indigenous-settler history, treaties, the United Nations Declaration on the Rights of Indigenous Peoples. This education should also cover the urban Indigenous community in Hamilton and the history of traditional territory in the Hamilton area.
- Increase the number of Indigenous employees at the City and support networking and mentorship opportunities for Indigenous staff.

Key Accomplishments

Over the past three years, significant progress has been made to begin to strengthen the relationship between the City and Indigenous residents. Examples of key accomplishments include:

- Development of a revised traditional land acknowledgement statement that acknowledges the traditional Indigenous territory in Hamilton that has been cared for by many nations. The new statement attached as Appendix “B” to Report HSC19030 will replace the former statement effective July 1, 2019. It has been developed in consultation with both Six Nations Elected Council and Mississaugas of the Credit First Nation.
- Development of a Use of Indigenous Medicines Policy and Procedure, one of the first such policies for a Canadian municipality. This policy confirms the City’s commitment to supporting Indigenous peoples to use sacred medicines in ceremonies such as smudging or prayer pipe ceremonies in municipal facilities.
- Hosting a KAIROS Blanket Exercise for over 100 participants which built awareness and engaged residents in a conversation on reconciliation.
- Launch of an Indigenous Cultural Competency Training pilot for 50 city staff, which will inform the roll-out of corporate-wide training for all staff.

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SUBJECT: Hamilton Urban Indigenous Strategy (HSC19030) (City Wide) - Page 6 of 6

- “Bringing the City to the Community” Information Fair which brought over 20 different City of Hamilton programs and initiatives to Indigenous community members.
- Launch of two lunch and learn documentary series viewings for City staff to build awareness and engage in conversations about reconciliation.
- Celebration of National Indigenous History Month, which included panel displays and Indigenous artefacts being on display at City Hall for the month of June (2018 and 2019).
- Raising Indigenous flags at City Hall to commemorate National Indigenous History Month, with the intent of moving towards a permanent installation of the flags.

Next Steps

The Urban Indigenous Strategy charts out the path to reconciliation and will require the ongoing commitment and engagement of City staff across the corporation. Staff will work across City departments to share the recommendations and develop an implementation plan which will be shared with the community and Council by the end of 2019. The implementation plan will identify timelines, roles, specific actions, and any budgetary impacts to address the recommendations of the Urban Indigenous Strategy. The Coordinating Circle and Staff Circle on Indigenous Relations will continue to guide and inform the implementation plan as we move forward.

The City is also committed to continuing to consult with the Indigenous community through a variety of mechanisms such as community presentations and talking circles. The City will be accountable to the community by measuring our progress along the way and providing annual updates.

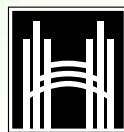
The City of Hamilton is committed to strengthening its relationship with the Indigenous community. Work has already begun on some of the recommendations in the Urban Indigenous Strategy; however, there is recognition that we are still early in a long journey towards reconciliation.

APPENDICES AND SCHEDULES ATTACHED

Appendix “A” to Report HSC19030: Hamilton Urban Indigenous Strategy

Appendix “B” to Report HSC19030: Traditional Land Acknowledgement for the City of Hamilton

Hamilton **URBAN INDIGENOUS STRATEGY**



Hamilton

June 2019



THE BEADS AND LEATHER STRAND

The beads and leather strand represents the journey of the Urban Indigenous Strategy. The strand represents the number of individuals who participated in the development of the Urban Indigenous Strategy through consultation and various events. The beads represent the connections that were made throughout the development of the strategy. The bead strand was brought to all Urban Indigenous Strategy events where participants had the opportunity to add on a bead. The strand will continue to grow as we continue with community consultation during the implementation phase.



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**“Encourage everyone
to understand the
traditional territory on
which they stand.”**



WELCOME MESSAGE

The City of Hamilton is situated upon the traditional territories of the Erie, Neutral, Huron-Wendat, Haudenosaunee and Mississaugas. This land is covered by the Dish With One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. We further acknowledge that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation.

Today, the City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and we recognize that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.

The City of Hamilton together with Indigenous and non-Indigenous residents is embarking on a journey to reconciliation that will honour the history, knowledge, rights, languages and cultures of the First Peoples of Canada. The Urban Indigenous Strategy for the City of Hamilton responds to the Truth and Reconciliation Commission of Canada: Calls to Action (2015) and the voices of our community members.

The Urban Indigenous Strategy (UIS) was developed and informed through various events including community conversations, youth art projects and the UIS survey. Our journey to reconciliation must be forged together with Indigenous and non-Indigenous allies who can collectively champion the United Nations Declaration on the Rights of Indigenous Peoples as a framework for reconciliation.

We are hopeful that Hamilton's Urban Indigenous Strategy will inspire individuals, community agencies, companies and industries in Hamilton to reflect on their operations and delivery of service and how those activities intersect with the themes of land, people and spirit as outlined in the Strategy. Our success will be achieved by working together with many partners.

We honour the UIS Coordinating Circle members who volunteered their time and shared their knowledge over the past three years:

- Monique Lavallee,** President,
Hamilton Executive Directors Aboriginal Coalition
- Josh Dockstator,** Former Vice-President,
Hamilton Executive Directors Aboriginal Coalition
- Susan Barberstock,** Former Executive Director,
Hamilton Regional Indian Centre
- Lyndon George,** Indigenous Justice Coordinator,
Hamilton Community Legal Clinic
- Cat Cayuga,** Community Legal Worker,
Hamilton Community Legal Clinic
- Marilyn Wright,** Chair, *Hamilton Aboriginal Advisory Committee*
- Micheal Forrest,** Youth Representative
- John Ariyo,** Manager, *Community Initiatives, City of Hamilton*
- Jessica Chase,** Manager, *Community Strategies, City of Hamilton*
- Shylo Elmayan,** Former Sr. Project Manager,
Urban Indigenous Strategy, City of Hamilton
- Paul Johnson,** General Manager,
*Healthy and Safe Communities Department,
City of Hamilton*
- Nicole Jones,** Project Manager,
Indigenous Initiatives, City of Hamilton
- Joe-Anne Priel,** Former General Manager,
*Community and Emergency Services Department,
City of Hamilton*

Miigwetch,

Monique Lavallee,
First Speaker, Urban Indigenous Strategy Coordinating Circle

“Help non-Indigenous people to understand the history of Canadian government actions and how it impacts the lives of Indigenous peoples.”



“We need land for ceremony, particularly a space that is protected, safe from racism.”



GUIDING PRINCIPLES

These guiding principles are presented as a foundation on which the City of Hamilton will carry out the actions of the Urban Indigenous Strategy. They will also guide the City during future projects and programs that have a great impact on Indigenous residents in Hamilton. The City commits to these principles and views them as important steps towards building trust and respectful relationships with First Nations, Métis and Inuit people in our City and beyond.

COMMITMENT

The City of Hamilton is committed to having a trusting relationship with Indigenous communities where we communicate and work together appropriately to address the unique needs and issues of Indigenous people.

ACCOUNTABILITY

The City of Hamilton will provide a clear picture of what goes on “behind the scenes” and answer for the decisions and actions that are taken.

CONSULTATION

The City of Hamilton will consult Indigenous communities with integrity and in good faith. Meaningful consultation occurs when concerns are responded to and when there is clear communication that both parties understand.

RECIPROCITY

Both the City of Hamilton and the Indigenous community have mutual responsibilities when partnering and collaborating with each other. Reciprocity is about mutual exchanges that honours what each other brings to the partnership.

INCLUSION

First Nations, Métis and Inuit perspectives, protocols and traditions are appreciated and included. Indigenous people carry diverse knowledge which can inform and advise a wide range of programs and services.



RECOGNITION

We recognize that Indigenous people have occupied this territory for many generations and continue to make many diverse, social and economic contributions to the whole community. We seek actions to show this recognition.

COMMEMORATION

Commemoration means the City will support efforts to educate and reflect on the difficult parts of our shared history in Canada including the legacy of Indian residential schools and child welfare policies, and treatment in the criminal justice system. We should not forget and must learn to move forward together.

ALLYSHIP

Being an ally is acknowledging the ongoing and historical oppression that Indigenous peoples encounter daily and take action on supporting Indigenous peoples rights and history. Acknowledging that Indigenous people face many unique barriers in health, poverty, justice, employment and intergenerational trauma, and acknowledging that Indigenous people have close relationships to the land and their traditional knowledge.

“Help promote the language and this will strengthen the self-esteem of youth.”

LOGO

A logo was designed to reflect the lessons learned in the process of developing the Urban Indigenous Strategy. The logo includes a green braid that symbolizes a braid of sweetgrass. Sweetgrass is a sacred medicine among many Indigenous nations, including the Anishinaabek.

Sweetgrass carries many teachings but there is one that represents this work. One blade of grass can be easily broken; but when many are braided together, it is much harder to break. We cannot do this work alone and our partners and residents must be part of the braid.



“Our city could learn a lot from Aboriginal teachings, from respect for Elders to honouring women and Mother Earth.”



BACKGROUND

In the spring of 2015, Hamilton City Council committed to develop an Urban Indigenous Strategy that would identify actions and strengthen the City's relationship with the Indigenous community. City staff began by reaching out to community partners to co-develop this strategy. Staff worked with Indigenous community partners and agreed to learn and follow principles that honour traditional knowledge, teachings and reciprocity. The key objectives of the Hamilton Urban Indigenous Strategy are to:

- Identify actions within municipal jurisdiction and capacity arising from the 2015 Truth and Reconciliation Commission (TRC) of Canada's Final Report.
- Celebrate and honour Indigenous people, cultures and traditions.
- Promote a greater understanding among all Hamiltonians through public education on the histories and contributions of Indigenous peoples.
- Create opportunities for education and internal collaboration among City staff to strengthen the relationship with the Indigenous community and service providers.

The strategy is the result of two years of working together on a process that went through three phases. **Phase One:** "plant the strategy" (December 2016–December 2017) was focused on establishing the governance structure, guiding principles, and raising awareness of this new work among the Indigenous community and all Hamilton residents. **Phase Two,** "cultivate the strategy" (January 2018–August 2018) focused on engaging Indigenous and non-Indigenous residents in a variety of ways about the needs and priorities for the strategy. **Phase Three:** "harvest the strategy" (September 2018–December 2018) involved finalizing and sharing the findings and recommendations from the first two phases.

RESEARCH ON BEST PRACTICES

During Phase One of the strategy development, research was completed to see how reconciliation is happening locally and across Canada. How Canadian municipalities are responding to the Truth and Reconciliation Commission (TRC) Report and how they are developing their own urban Indigenous strategies was first researched. This research found that municipalities across Canada are engaged in a number of activities, such as: cultural awareness training for staff; youth employment initiatives; creating information guides for Indigenous residents; renaming of facilities and infrastructure in Indigenous languages; and, establishing awards for local efforts in reconciliation.

Additional research conducted by McMaster students looked at how Indigenous services providers in Hamilton are addressing the TRC Calls to Action. In this report, two main opportunities were identified. First, the Calls to Action can help direct the future growth of the Indigenous agencies of Hamilton. The Calls to Action provide a framework for supporting capacity-building within the Indigenous community as well as guiding the development of strategic partnerships and collaborative programming. The second opportunity identified that Hamilton's non-Indigenous agencies should take action to address discrimination and racism by providing their staff with cultural awareness and safety training. Training and education are seen as key to developing changes at the service level, and to assist agencies with better recruitment, service, and support for Indigenous clients and employees.

The research findings were backed up by the community engagement completed during Phase Two. The voices of residents reinforced the importance of collaboration, education, and helping Indigenous individuals and families to become healthy and feel respected.

CIRCLES TO DEVELOP THE STRATEGY

The development of the Urban Indigenous Strategy was a collaboration involving City staff, elected officials and members of the Indigenous community. To keep the process informed and on track, two working groups were established.

A Coordinating Circle was created to lead the strategy with membership comprised of Indigenous community partners and City staff. The Coordinating Circle has acted as a planning table and carried out its work based on principles that honour traditional Indigenous knowledge and teachings including the Seven Grandfather Teachings of the Anishinaabek and Haudenosaunee teachings of *ga nigohi:yo*. One of its key tasks was to review the 94 Calls to Action from the 2015 Truth and Reconciliation Commission Report and identify those that will be addressed within the strategy.

An internal Staff Circle on Indigenous Relations was also established and is comprised of management from all City departments. Its mandate has been to champion relationship building, share information and best practices, and identify opportunities for improved engagement with Indigenous peoples.

TRUTH AND RECONCILIATION COMMISSION CALLS TO ACTION

One objective of the Urban Indigenous Strategy is to identify municipal actions arising from the 2015 Truth and Reconciliation Commission (TRC) of Canada's Final Report. The Coordinating Circle spent time reviewing the Calls to Action to identify which of the 94 should be included. In all, 17 Calls to Action were identified and then explored through Phase Two of the strategy development. Although some of the 17 Calls to Action may be directed at another level of government, or another institution, the Coordinating Circle members agreed that there would be actions the City of Hamilton could take to align with the spirit of the Calls to Action.

The identified Calls to Action are: 12, 17, 22, 23, 43, 44, 47, 57, 75, 77, 78, 79, 80, 87, 88, 92, and 93. A full description of those Calls to Action grouped by themes is found in Appendix A.

“Truly listen when working and consulting the Indigenous community.”



COMMUNITY ENGAGEMENT

To develop the Urban Indigenous Strategy, the journey has been as important as the destination. It was critical to make sure that the community, including both Indigenous and non-Indigenous residents, feel that they have been part of the journey. Likewise, we hoped to help City staff to see how their work is connected to our objectives and know that they will be involved moving forward. The following summarizes the many ways that community members and City staff have come together.

COMMUNITY PARTNERS AND COLLABORATION

Partnerships and collaboration were successful ways to raise awareness and establish a presence in the community. Collaboration was achieved in the following areas.

- **Community Outreach:**

Outreach and relationship building activities were conducted through participation and partnership on community events. Examples include a Haudenosaunee Legal Principles workshop, a photo exhibit, the 12th Annual Celebration of Growth, the Soaring Spirits Festival, and an Ally=Action event. Hundreds of Indigenous partners, residents and staff attended these events.

- **Staff Engagement:**

The Staff Circle on Indigenous Relations has sought out learning opportunities to increase knowledge about the Indigenous community in Hamilton and increase an understanding of what City staff need to learn before moving ahead with reconciliation. These opportunities included listening to residential school survivors at the Woodland Cultural Centre and getting together with the Professional Aboriginal Advocacy and Networking Group to listen to traditional teachings. The Corporate Leadership Team welcomed Amos Key Jr., Mohawk Nation,

Turtle Clan, to speak about the legacy of Indian residential schools. Additional learning opportunities for staff included a Summer Doc Series and tours of the Chedoke Collection of Inuit Art at the Art Gallery of Hamilton.

- **Policy Development:**

A separate staff working group also worked collaboratively to develop a Use of Indigenous Medicines Policy and Procedure. This policy is one the first such policies for a Canadian municipality.

EVENTS

- **Indigenous Community Conversation:**

The Coordinating Circle held a community conversation on reconciliation with Indigenous community members on December 13, 2017 at the Hamilton Regional Indian Centre. 41 participants came and shared their experiences and views on what reconciliation means to them and what should happen in Hamilton. Educating City staff and the general public about Indigenous history and intergenerational trauma was a major recommendation.

- **Community Conversation featuring the KAIROS Blanket Exercise:**

The Coordinating Circle hosted a KAIROS Blanket Exercise on March 19, 2018 which invited residents and staff to build their awareness and become engaged in a conversation on reconciliation. Over 100 people participated in the exercise, and comments shared about their experience revealed the public good that comes from education.

- **“Bringing the City to the Community” Information Fair:**
Indigenous community members stated that the City of Hamilton needs to do better to get out in the community. Holding an Information Fair for the community provided the opportunity to learn through action. This one day event brought over 20 different City of Hamilton programs and initiatives to Indigenous community members. The key learnings from the event were the benefits of staff-community interaction in a relaxed environment; having multiple services and programs involved; and the importance of proactive engagement with the community.

YOUTH

In order to fully address reconciliation now and into the future, it is important to listen to the voices of youth. The Urban Indigenous Strategy has engaged youth in all gatherings and events to share their feedback. During Phase Two, a workshop titled “Youth Shaping Spirit in Hamilton” brought young Indigenous people together to provide their thoughts on activities that support the strategic theme of Spirit (described on page 24).

In February 2018, the youth representatives of the Coordinating Circle, Nicole Jones and Micheal Forrest, attended the Canadian Roots Youth Reconciliation Conference in Sudbury, Ontario. The conference hosted over 250 youth participants, who aim to facilitate sharing between Indigenous and non-Indigenous youth, encourage youth to engage in interactive dialogues on the significance of solidarity and reconciliation, and challenge negative stereotypes that divide communities. Micheal and Nicole facilitated a workshop about looking at the Truth and Reconciliation’s Commissions Call to Actions in relation to the teachings of the Anishinabek Medicine Wheel.

URBAN INDIGENOUS STRATEGY SURVEY

The Urban Indigenous Strategy Survey was conducted to gather community input to identify action items that the Strategy should

focus on over the next 2 to 5 years to strengthen its relationship with Indigenous community members. The survey was available online between May 1, 2018 and June 30, 2018. Paper copies of the survey were also distributed at various events in the Indigenous community including, for example, the Celebration of Growth on May 17, 2018, and the Soaring Spirits Festival on June 22-24, 2018. In total, 513 fully or partially completed surveys were collected.

The survey provided rich information that has greatly shaped the actions identified in the Urban Indigenous Strategy. The survey findings, along with the input gathered at community events have been organized in three strategic themes; Land, People and Spirit. When asked to rank a number of activities that match the themes of Land, People and Spirit, survey participants were clear to indicate that all activities were equally important and must be moved on by the City. In addition, meaningful consultation and involvement of Indigenous people in decision-making was shown to be a key priority. Other common recommendations revealed that the City should play a role in public education, involve more Elders in services like health care and restore Indigenous place names on street signs, parks, and maps.

An important snapshot of the negative experiences that many Indigenous community members have had was gathered. Indigenous participants were asked to report the frequency of discrimination they experienced in the last two years and if the frequency has changed at all in that time. The majority of Indigenous participants in this survey reported experiences of discrimination based on their Indigenous identity. These experiences more often occurred in the broader community, as opposed to when accessing City services. Nevertheless, the amount of discrimination experienced is enough of a call to action for the City of Hamilton. The findings of the Urban Indigenous Strategy have shown that the City of Hamilton has a major role to play in truth and reconciliation at the local level. Community members are looking for concrete actions that contribute to eliminating discrimination and increasing respect.

STRATEGIC THEMES & ACTIONS

As a way of understanding how the Truth and Reconciliation Commission Calls to Action and community input fit together, the Urban Indigenous Strategy will use the strategic themes of Land, People and Spirit. These themes were chosen as a way to take a municipal action plan and connect it to an Indigenous understanding of the relationships humans have to land, to each other, and spirituality.

Having completed this process, the Coordinating Circle is confident that the identified strategic actions are needed to build and maintain respectful relationships with Indigenous people. There are some examples where the City of Hamilton has already begun to take action and these examples will provide lessons and leadership to the actions that will soon begin.

LAND

The Land theme is about acknowledging and respecting the spiritual, mental, physical and emotional connections that Indigenous people have to land. This connection extends into Indigenous knowledge, governance, language, and relationships with non-Indigenous organizations. It recognizes that the first relationships between Indigenous and non-Indigenous peoples in Canada were focused on the sharing, use, and stewardship of land.

Key Directions:

- The City of Hamilton should adopt the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) as the framework to move forward with reconciliation.
- Indigenous people must be involved in decision-making in municipal activities that affect them.
- Consultation with urban Indigenous people and with local First Nations communities must be meaningful.

- Urban Indigenous people need a space outdoors for gathering, practicing sacred ceremonies and sharing teachings.
- Care for the environment, including the land and water, are important. Respecting Indigenous ecological knowledge will benefit environmental restoration and preservation in Hamilton.
- Acknowledgment of traditional Indigenous territory in Hamilton should be practised across the city. The City needs to demonstrate this acknowledgement beyond words.



“We need to understand what stories and messages are important to the Indigenous community and their ancestors.”

LAND THEME ACTIONS

	ACTION	TIME FRAME
1	Develop guidance and policy tools for senior leaders and staff about the United Nations Declaration on the Rights of Indigenous Peoples.	Short Term (1-2 years)
2	Raise awareness and strengthen the role of the Hamilton Aboriginal Advisory Committee.	Short Term (1-2 years)
3	Improve meaningful consultation with urban Indigenous residents and First Nations communities on municipal projects, plans and approvals.	Medium Term (3-5 years)
4	Include and listen to Indigenous Elders on key initiatives and partnerships between the City of Hamilton and the Indigenous community.	Short Term (1-2 years)
5	Show respect for traditional ecological knowledge (TEK) by including Indigenous voices in environmental leadership and incorporating TEK in municipal practises.	Short Term (1-2 years)
6	Work with the Indigenous community to establish and maintain a piece of land that the community can use for ceremonial, spiritual and other activities.	Short Term (1-2 years)
7	Work with Indigenous communities to provide education to staff and residents about acknowledging traditional territories in Hamilton.	Short Term (1-2 years)
8	Understand how concepts such as the Doctrine of Discovery affect municipal decision making and develop tools to reform those processes.	Short Term (1-2 years)
9	Create more opportunities to access traditional foods.	Medium Term (3-5 years)
10	Increase outreach to Indigenous residents to access conservation areas.	Short Term (1-2 years)

SPIRIT

The Spirit theme embodies how Indigenous contributions and experiences, including the Indian residential school system, are honoured and commemorated. This may involve exploring archives to shed light on untold histories and how Indigenous people and histories are visibly represented in the City.

Key Directions:

- The City of Hamilton can do more to visually represent the historic and continuing presence of Indigenous peoples.
- Indigenous art in public spaces is needed to honour historic and contemporary contributions.
- Increase support for Indigenous artists and art programming.
- Indigenous cultures and traditions need to be respected and seen as more than a performance.
- Indigenous stories and languages need to be seen as part of Hamilton’s heritage.
- More can be done to celebrate National Indigenous History Month in Hamilton.

SPIRIT THEME ACTIONS

	ACTION	TIME FRAME
11	Incorporate more Indigenous stories and voices into the City of Hamilton’s culture and heritage plans.	Medium Term (3-5 years)
12	Use markers and signs to restore Indigenous names and identify significant Indigenous landmarks in Hamilton. This could include street names, trails, and parks.	Short Term (1-2 years)
13	Create opportunities for public art by Indigenous artists.	Short Term (1-2 years)

	ACTION	TIME FRAME
14	Establish an Indigenous Cultural Centre that offers interpretive programming, provides a gathering space for Indigenous peoples to practice their ceremonies and hold cultural events.	Medium Term (3-5 years)
15	Update the City's grant programs to provide small grants to residents and community groups who are making a difference in reconciliation.	Short Term (1-2 years)
16	Raise local Indigenous flags permanently at City Hall.	Short Term (1-2 years)
17	Bring together Indigenous artists with youth to create a mural or other forms of street art.	Short Term (1-2 years)
18	Ensure that Indigenous stories and local Indigenous history are included in official archives across Hamilton.	Medium Term (3-5 years)
19	Continue to improve how the City works with First Nations when conducting archaeology. This will include identifying how to educate the public on the rich archaeological history in Hamilton.	Short Term (1-2 years)
20	Expand the promotion and celebration of Indigenous History Month at City Hall and across Hamilton.	Short Term (1-2 years)
21	Identify or create ways to support Indigenous artists.	Short Term (1-2 years)
22	Commission public art in a prominent location that honours mutual respect and the spirit of reconciliation.	Medium Term (3-5 years)

PEOPLE

The People theme embodies how Indigenous and non-Indigenous peoples build mutually respectful relationships in every day settings. This can include how services are provided and are accessible to Indigenous people, housing, employment, and support for Indigenous people in the workplace.

Key Directions:

- Use public education to increase understanding and break down stereotypes and racism.
- The City of Hamilton should become a leader for other corporations and institutions in increasing employment opportunities for Indigenous people.
- City employees should be mandated to have a cultural understanding.
- Be creative about how to deliver mainstream services to Indigenous peoples in culturally appropriate ways.

PEOPLE THEMED ACTIONS

	ACTION	TIME FRAME
23	Bring together partners to offer public education to all residents about the history of Indigenous people and current topics that will contribute to reconciliation. This public education program should include highlighting local Indigenous resources and museums and promote awareness of national holidays such as National Indigenous Peoples Day and the National Day for Truth and Reconciliation.	Short Term (1-2 years)
24	Enable City staff to deliver City services in a culturally-appropriate way.	Short Term (1-2 years)
25	Launch a program for Indigenous youth to gain employment and training experience at the City.	Short Term (1-2 years)

	ACTION	TIME FRAME
26	Identify and eliminate municipal barriers that prevent Indigenous people from carrying out ceremonial practises in public spaces.	Short Term (1-2 years)
27	Support the expansion of Indigenous early childhood education.	Short Term (1-2 years)
28	Increase access to recreation for Indigenous children, youth and families.	Medium Term (3-5 years)
29	Provide education to all City staff about Indigenous people, Indigenous-settler history, treaties, the United Nations Declaration on the Rights of Indigenous Peoples. This education should also cover the urban Indigenous community in Hamilton and the history of traditional territory in the Hamilton area.	Short Term (1-2 years)
30	Ensure Public Health programs respect Indigenous medicines and healing practices.	Short Term (1-2 years)
31	Increase the number Indigenous health-care professionals in Hamilton.	Long Term (6+ years)
32	Support Indigenous people to have more access to Elders and spiritual teachings.	Medium Term (3-5 years)
33	Create opportunities for young Indigenous athletes to develop their skills.	Medium Term (3-5 years)
34	Increase opportunities for Indigenous and non-Indigenous residents to play Indigenous sports and recreation activities.	Long Term (6+ years)
35	Work with local Indigenous communities to host major sports events for Indigenous athletes.	Long Term (6+ years)

	ACTION	TIME FRAME
36	Increase the number of Indigenous employees at the City and support networking and mentorship opportunities for Indigenous staff.	Short Term (1-2 years)
37	Use the City's Age-Friendly Plan to support Indigenous seniors with accessing health and community services.	Medium Term (3-5 years)
38	Identify how to increase accessible and affordable housing for Indigenous people through the Housing and Homelessness Action Plan.	Short Term (1-2 years)
39	Require social housing providers and boards to be educated on Indigenous peoples and history, colonialism, treaties, the United Nations Declaration on the Rights of Indigenous Peoples. This education should also include information on the Indigenous community in Hamilton.	Short Term (1-2 years)
40	Provide opportunities for Indigenous people to understand their rights as tenants.	Short Term (1-2 years)



IMPLEMENTATION

The path to reconciliation is long and comes with understanding that some of our successes will not be seen by us but by future generations. Nevertheless, to keep the momentum going and the commitment strong, it is necessary to measure our progress along the way. The City of Hamilton will be accountable to the community by providing annual updates on our collective progress. Conducting follow up surveys will also help us to measure progress.

The City is also committed to continuing to consult with the Indigenous community as we move into the implementation phase. Community presentations and talking circles will continue to allow everyone to have a voice and be part of the journey towards reconciliation.

It is also important to note that the success of the Urban Indigenous Strategy depends on the commitment and engagement of staff across the corporation, as the recommendations involve action by all City departments. As such, staff have begun the process of reaching out to various City departments to share the recommendations and begin the development of an implementation plan. The implementation plan, which will be shared back with the community and Council by the end of 2019, will identify timelines, roles, and specific actions to address the recommendations of the Urban Indigenous Strategy.

The City of Hamilton is committed to the strengthening its relationship with the Indigenous community. Work has already begun on some of the recommendations in the Urban Indigenous Strategy, however there is a recognition that we are still early in a long journey towards reconciliation.

“Provide training to City employees, police, and child welfare that is led by Indigenous trainers and addresses topics such as implicit bias, systemic racism and colonialism.”



GRATITUDE AND ACKNOWLEDGEMENT

The development of the Urban Indigenous Strategy would not have been possible without the support, encouragement and contributions made by the following individuals and organizations:

- Hamilton Executive Directors Aboriginal Coalition
- Hamilton Aboriginal Advisory Committee
- Hamilton Public Library
- Art Gallery of Hamilton
- McMaster University, Equity and Inclusion Office
- Professional Aboriginal Advocacy and Networking Group
- Hamilton Regional Indian Centre
- Native Women's Centre
- Niagara Peninsula Aboriginal Area Management Board
- Branches of Native Development
- Niwasa Kendaaswin Teg
- Hamilton Community Legal Clinic
- De dwa da dehs nye>s Aboriginal Health Centre
- Mayor and Members of Council
- Hamilton's Youth Strategy
- Our Future Hamilton
- Staff Circle on Indigenous Relations members
- Hamilton Street Railway (HSR)
- Ontario Works
- Human Resources–Talent and Diversity
- Public Health

GRATITUDE AND ACKNOWLEDGEMENT

- McQuesten Urban Farm
- Housing Services
- Fire Prevention Office
- Age-Friendly Strategy
- Heritage, Tourism & Culture
- Red Hill Valley Joint Stewardship Board
- Recreation
- Early Years System
- Experience Annex
- Matthew Green
- Aidan Johnson
- Hamilton Water
- Senior Leadership Team
- Michelle Williams
- Viola Mueller
- Andy Zimmerman
- Jodi Koch
- Betsy Pocop
- Rick Hill
- Elaine Lee
- Cher Obediah
- Shane Pennells
- Jasmin Glaw
- Valerie King
- Young Ogichidaa Singers
- Val Kerr
- Nicky Bomberry
- Selby Harris
- Eulene Victoria Bomberry
- Bernadette Arthur
- Jackie Labonte
- Rene Thomas-Hill
- Kelly Johnathan
- Bryce Kanbara
- Wilamina McGrimmond
- Rod Nettagog and Bradlee Henry
- Vanessa Henry
- Gage Park Diner

“Highlight profiles of Indigenous people in Hamilton making a positive influence in their communities as a way of combating stereotypes and stigmas.”



“Incorporate Indigenous stewardship principles and respect traditional ecological knowledge; more Indigenous leadership and management of lands.”



APPENDIX A: TRUTH AND RECONCILIATION COMMISSION CALLS TO ACTION

The following are the Truth and Reconciliation Commission Report's Calls to Action that are being addressed through the Hamilton Urban Indigenous Strategy.

For the purposes of developing the Hamilton Urban Indigenous Strategy, the Calls to Action have been grouped into strategic themes of Land, People and Spirit.

The Land - this theme includes Calls to Action that acknowledge Indigenous peoples as the original nations of this land and who have knowledge, governance structures and rights to live peacefully in this territory.

43 We call upon federal, provincial, territorial, and municipal governments to fully adopt and implement the United Nations Declaration on the Rights of Indigenous Peoples as the framework for reconciliation.

44 We call upon the Government of Canada to develop a national action plan, strategies, and any other concrete measures to achieve the goals of the United Nations Declaration on the Rights of Indigenous Peoples.

47 We call upon federal, provincial, territorial, and municipal governments to repudiate concepts used to justify European sovereignty over Indigenous peoples and lands, such as the Doctrine of Discovery and terra nullius, and to reform those laws, government policies, and litigation strategies that continue to rely on such concepts.

The Land

92 We call upon the corporate sector in Canada to adopt the United Nations Declaration of the Rights of Indigenous Peoples as a reconciliation framework and to apply its principles, norms, and standards to corporate policy and core operational activities involving Indigenous peoples and their lands and resources. This would include, but not be limited to, the following:

- i. Commit to meaningful consultation, building respectful relationships, and obtaining the free, prior and informed consent of Indigenous peoples before proceeding with economic development projects.

93 We call upon the federal government, in collaboration with the national Aboriginal organizations, to revise the information kit for newcomers to Canada and its citizenship test to reflect a more inclusive history of the diverse Aboriginal Peoples of Canada, information about the Treaties and the history of residential schools.

The People - this theme includes Calls to Action that look after the people, whether it is in providing services to residents, employment and education of people.

12 We call upon the federal, provincial, territorial and Aboriginal governments to develop culturally appropriate early childhood education programs for Aboriginal families.

17 We call upon all levels of government to enable residential school survivors and their families to reclaim names changed by the residential school system by waiving administrative costs for a period of five-years for the name change process and the revision of identity documents, such as birth certificates, passports, driver's licences, health cards, status cards, and social insurance numbers.

The People

22 We call upon those who can effect change within the Canadian health care system to recognize the value of Aboriginal healing practices and use them in the treatment of Aboriginal patients in collaboration with Aboriginal healers and Elders where requested by Aboriginal patients.

23 We call upon all levels of government to:

- i. Increase the number of Aboriginal professionals working in the health care field.
- ii. Ensure the retention of Aboriginal health care providers in Aboriginal communities.
- iii. Provide cultural competency training for all health care professionals.

57 We call upon federal, provincial, territorial, and municipal governments to provide education to public servants on the history of Aboriginal peoples, including the history and legacy of residential schools, the United Nations Declaration on the Rights of Indigenous Peoples, Treaties and Aboriginal rights, Indigenous law, and Aboriginal-Crown relations. This will require skills based training in intercultural competency, conflict resolution, human rights, and anti-racism.

88 We call upon all levels of government to take action to ensure long-term Aboriginal athlete development and growth, and continued support for the North American Indigenous Games, including funding to host the games and for provincial and territorial team preparation and travel.

The Spirit - this theme includes Calls to Actions that honour the history and the spirit of the survivors and ancestors.

- 75

We call upon the federal government to work with provincial, territorial, and municipal governments, churches, Aboriginal communities, former residential school students, and current landowners to develop and implement strategies and procedures for the ongoing identification, documentation, maintenance, commemoration, and protection of residential school cemeteries or other sites at which residential school children were buried. This is to include the provision of appropriate memorial ceremonies and commemorative markers to honour the deceased children.
- 77

We call upon provincial, territorial, municipal, and community archives to work collaboratively with the National Centre for Truth and Reconciliation to identify and collect copies of all records relevant to the history and legacy of the residential school system, and to provide these to the National Centre for Truth and Reconciliation.
- 78

We call upon the Government of Canada to commit to making a funding contribution of \$10 million over seven years to the National Centre for Truth and Reconciliation, plus an additional amount to assist communities to research and produce histories of their own residential school experience and their involvement of truth, healing and reconciliation.
- 79

We call upon the Federal Government, in collaboration with survivors, Aboriginal Organizations, and the arts community, to develop a reconciliation framework for Canadian heritage and commemoration.
- 80

We call upon the federal government, in collaboration with Aboriginal peoples, to establish, as a statutory holiday, a National Day for Truth and Reconciliation to honour survivors, their families, and communities, and ensure that public commemoration of the history and legacy of residential schools remains a vital component of the reconciliation process.
- 87

We call upon all levels of government, in collaboration with Aboriginal peoples, sports halls of fame, and other relevant organizations, to provide public education that tells the national story of Aboriginal athletes in history.

“More recognition and celebration of Indigenous Peoples Day/Month.”





Hamilton

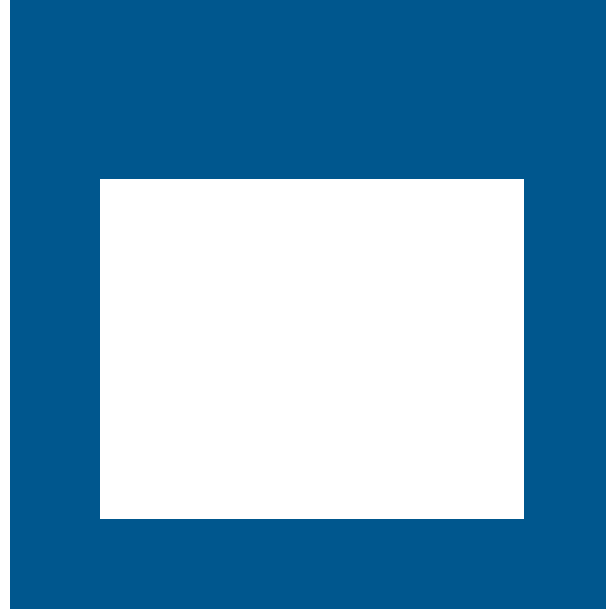


Hamilton **URBAN INDIGENOUS
STRATEGY**

Traditional Land Acknowledgement for the City of Hamilton

“The City of Hamilton is situated upon the traditional territories of the Erie, Neutral, Huron-Wendat, Haudenosaunee and Mississaugas. This land is covered by the Dish With One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. We further acknowledge that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation.

Today, the City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and we recognize that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.”



URBAN INDIGENOUS STRATEGY

July 8, 2019

Beginning of a Journey

In December 2016, the City of Hamilton began work on developing the Urban Indigenous Strategy to identify actions and strengthen the City's relationship with the Indigenous community.

The strategy was developed in collaboration with Indigenous community partners and guided by principles that honour traditional knowledge, teachings and reciprocity.

The work has been guided by the Coordinating Circle and the Staff Circle on Indigenous Relations.



Phases of the Journey

**Phase One:
Plant the
Strategy**

**(Dec. 2016 –
Dec. 2017)**

**Phase Two:
Cultivate the
Strategy**

**(Jan. 2018 –
Aug. 2018)**

**Phase Three:
Harvest the
Strategy**

**(Sep. 2018 –
Dec. 2018)**

Community Engagement

Over 500 Indigenous and non-Indigenous residents were engaged in the development of the strategy through a variety of mechanisms. One of the most significant mechanisms was to conduct a survey.



Urban Indigenous Strategy Survey

The Urban Indigenous Strategy survey was conducted from May to June 2018 to collect community input on what actions the City of Hamilton can take in the development of the Urban Indigenous Strategy.

At a Hamilton Urban Indigenous Strategy presentation on December 3, 2018, City staff and community partners presented the findings and key directions from the survey to the community. Feedback that was given by the community to City staff during the presentation has been incorporated in the final report of the Hamilton Urban Indigenous Strategy.



Strategic Themes and Actions

The Urban Indigenous Strategy uses the Spirit to understand how the identified understanding of the relationships between spirituality.

In total, there are 40 strategic actions grouped into the three themes.



- The City should adopt the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) as the framework to move forward with reconciliation.
- Indigenous peoples must be involved in decision-making in municipal activities that affect them.
- Consultation with urban Indigenous peoples and with local First Nations communities must be meaningful.
- Urban Indigenous peoples need a space outdoors for gathering, practicing sacred ceremonies and sharing teachings.
- Care for the environment, including the land and water, are important. Respecting Indigenous ecological knowledge will benefit environmental restoration and preservation in Hamilton.
- Acknowledgement of traditional Indigenous territory in Hamilton should be practised across the city. The City needs to demonstrate this acknowledgement beyond words.

Spirit Theme

- The City of Hamilton can do more to visually represent the historic and continuing presence of Indigenous peoples.
- Indigenous art in public spaces is needed to honour historic and contemporary contributions.
- Increase support for Indigenous artists and art programming.
- Indigenous cultures and traditions need to be respected and seen as more than a performance.



- Indigenous stories and languages need to be seen as part of Hamilton's heritage.
- More can be done to celebrate National Indigenous History Month in Hamilton.

People Theme

- Use public education to increase understanding and break down stereotypes and racism.
- The City of Hamilton should become a leader for other corporations and institutions in increasing employment opportunities for Indigenous people.
- City employees should be mandated to have a cultural understanding.
- Be creative about how to deliver mainstream services to Indigenous peoples in culturally appropriate ways.



Key Accomplishments on the Journey

- Development of a Use of Indigenous Medicines Policy and Procedure.
- Hosting a KAIROS Blanket Exercise to build awareness and engage residents in a conversation on reconciliation.
- Launch of an Indigenous Cultural Competency Training pilot.
- “Bringing the City to the Community” Information Fair.
- Launch of two lunch and learn documentary series viewings for City staff.
- Celebration of National Indigenous History Month, including display panels and artifacts.
- Raising Indigenous flags at City Hall to commemorate National Indigenous History Month.
- Development of a revised traditional land acknowledgement statement.



Revised Traditional Land Acknowledgement

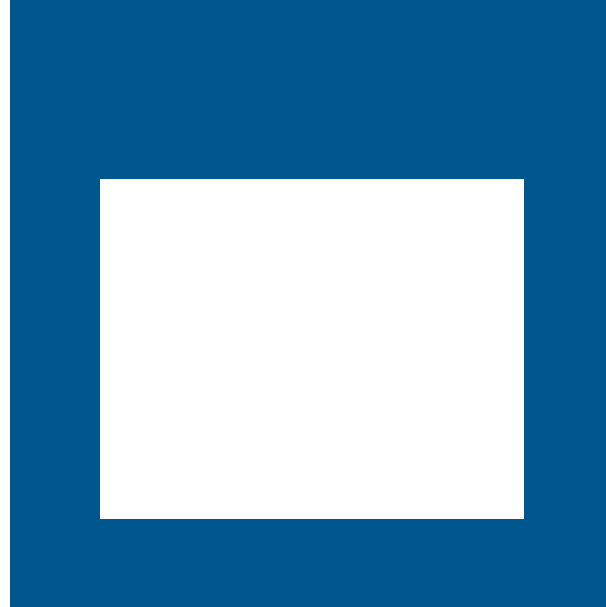
“The City of Hamilton is situated upon the traditional territories of the Erie, Neutral, Huron-Wendat, Haudenosaunee and Mississaugas. This land is covered by the Dish With One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. We further acknowledge that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation.

Today, the City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and we recognize that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.”

The Urban Indigenous Strategy charts out the path to reconciliation and will require the ongoing commitment and engagement of City staff across the corporation. Staff will:

- Share the recommendations and develop an implementation plan.
- Continue to consult with and report back to the Indigenous community.
- Continue to engage with both the Coordinating Circle and Staff Circle on Indigenous Relations to guide the implementation of the strategy.

The City of Hamilton is committed to strengthening its relationship with the Indigenous community. Work has already begun on some of the recommendations in the Urban Indigenous Strategy; however, there is recognition that we are still early in a long journey towards reconciliation.



NYA:WEH
MIIGWETCH
THANK YOU

www.hamilton.ca/Indigenous



CITY OF HAMILTON
CORPORATE SERVICES DEPARTMENT
Financial Planning, Administration and Policy Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	July 8, 2019
SUBJECT/REPORT NO:	2020 Budget Guidelines, Outlook and Process (FCS19054) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Gloria Rojas (905) 546-2424 Ext. 6247 John Savoia (905) 546-2424 Ext. 7298
SUBMITTED BY:	Mike Zegarac General Manager, Finance and Corporate Services Corporate Services Department
SIGNATURE:	

RECOMMENDATION(S)

- (a) That staff be directed to report back on a list of user fees that can be increased towards full cost recovery, or user fee waivers (including marginal cost facility leases) that can be reduced or eliminated over a one to three-year phase in period;
- (b) That for all other user fees, the fee be increased by a rate of 3.0% and that any user fee increases below the guideline be forwarded for consideration with appropriate explanation;
- (c) That staff report back by October 2019 with an updated 2020 Tax Budget Outlook and provide a number of scenarios:
 - (i) Options that result in a 2.0% tax increase for City Departments, plus a 1.3% tax increase for Capital and a tax increase for Provincial Funding Shortfalls (currently estimated at 1.3%). This would result in a tax increase of about 4.6% and require \$18.3 M in reductions from the current Outlook position;

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SUBJECT: 2020 Budget Guidelines, Outlook and Process (FCS19054) (City Wide) - Page 2 of 14

- (ii) Options that result in a 1.0% tax increase for City Departments plus a 1.3% tax increase for Capital and a tax increase for Provincial Funding Shortfalls (currently estimated at 1.3%). This would result in a tax increase of about 3.6% and require \$27.0 M in reductions from the current Outlook position;
- (iii) Options that result in a 0.0% tax increase for City Departments, plus a 1.3% tax increase for Capital and a tax increase for Provincial Funding Shortfalls (currently estimated at 1.3%). This would result in a tax increase of about 2.6% and require \$35.7 M in reductions from the current Outlook position;
- (d) That Police, Library and Conservation Authorities target a 2020 tax operating budget guideline based on an increase of 2.0% and that any increase beyond the guideline be forwarded for consideration with explanation;
- (e) That all other Boards and Agencies including Hamilton Beach Rescue Unit, Royal Botanical Gardens, Farmers' Market and the Community Enrichment Fund target a 0% increase and that any increase beyond the guideline be forwarded for consideration with explanation;
- (f) That the 2020 Tax Capital budget be submitted with a 0.5% tax increase for capital financing of discretionary block funded projects; an additional 0.26% tax increase for capital financing of Public Transit Infrastructure Fund (PTIF) projects; an additional 0.23% for DC Exemptions; an additional 0.14% increase for capital financing of the Downtown Office Accommodation Strategy; and a 0.13% increase for capital financing of West Harbour Development (WH) for a total of 1.3% tax increase;
- (g) That staff report back with options that include the use of reserves, reducing reliance on debt and reducing operating costs in order to reduce the current projection of a rate 4.5% increase when submitting the 2020 Rate Supported Budget.

EXECUTIVE SUMMARY

The 2020 budget process has begun internally for programs and services of the City Tax Supported Operating Budget, capital infrastructure investments of the Tax Supported Capital Budget and programs, services and capital infrastructure of the Rate Supported Operating and Capital Budgets. Staff is providing information regarding the process and an estimate of the pressures the City is facing for 2020.

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One of the initial steps in the budget cycle is preparing an estimate of the levy requirement for the next budget year. This is referred to as the 2020 Outlook. A summary of the 2020 Tax Supported Operating Budget Outlook can be found in the Analysis and Rationale for Recommendation section of Report FCS19054. In total, the 2020 tax levy is estimated to require an increase of \$62.3 M. The most significant departmental items are the \$12.1 M shortfall due to cuts in provincial funding, \$7.5 M in transit and \$6.1 M in corporate financials. Additional details of these pressures can be found in the Analysis and Rationale section of Report FCS19054.

The total levy increase of \$62.3 M would result in a tax increase of approximately 6.7% as shown in the Table 1. Note that this is inclusive of estimated assessment growth (1.0%) which reduces the tax impact and reassessment shifts (0.5%) which increases the tax impact.

While the 2020 Tax Supported Operating Budget Outlook projects a tax increase of 4.5% for City Departments, including a 1.3% due to the impact of the provincial funding shortfall, staff is continuing to review expenditure reductions and revenue opportunities to achieve a lower tax increase.

Table 1
2020 Municipal Residential Tax Impact Outlook

	\$	%
Municipal Taxes		
Provincial Funding Shortfall	\$ 46	1.3 %
Other City Departments	\$113	3.2 %
Boards and Agencies	\$ 34	1.0 %
Capital Financing	\$ 45	1.3 %
Municipal Taxes	\$237	6.7 %

Note - Anomalies due to rounding

2020 Tax Supported Operating Budget Guideline

In previous years, staff has requested a guideline from Council in regard to the increases to the user fees and the target tax increase for City Departments and Boards and Agencies and these increases have been traditionally tied to the annual Canadian inflation rate (Canadian Consumer Price Index – CPI).

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The CPI, however, is not an adequate measure of the inflation for the City's operating expenses because the mix of goods and services purchased by the City is different than those purchased by the average household. Several municipalities including Toronto, Edmonton, Kitchener, Milton and Waterloo use a Municipal Price Index (MPI) in which the inflationary increases are based on the weight of each expenditure category within the operating budget, resulting in the MPI being consistently higher than the CPI.

The Government Finance Officers Association (GFOA) recommends the use of an MPI noting the importance of understanding that the pattern of municipal spending is different than those of the common household. The City will consider the use of the MPI in the preparation of future budgets.

For this year, staff is requesting direction to report back in the fall on a series of scenarios in order to mitigate the projected average residential tax impact of 6.7% and the projected average rate increase of 4.5%. These scenarios include the budget reductions needed to reach a desired tax impact and the use of reserves, reducing reliance on debt and reducing operating costs to reduce the projected rate increase.

In addition, staff is recommending that, where possible, user fees be increased towards full cost recovery in a period of one to three years or by 3%. User fees are an important revenue source for municipalities and the City is now moving towards using the fees as a tool to fully recover the cost directly from those benefiting from a particular program or service. Also, considering the extraordinary pressures that the City is facing in 2020 resulting in a projected tax increase of 6.7%, staff is recommending that those user fees that cannot be moved towards full cost recovery in a period of three years, be increased by 3%.

2020 Rate Supported Operating Budget Outlook

The 2020 Preliminary Rate Supported Budget Outlook projects a gross expenditure budget increase of \$10.6 M, an increase in other revenues of \$0.3 M and an increase in rate revenues of \$10.3 M. The projected 2020 impact on an average residential ratepayer is \$32 or 4.5% as can be seen in Table 2.

A summary of this Outlook can be found in the Analysis and Rationale for Recommendation section of Report FCS19054.

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**Table 2
2020 Projected Average Rate Impact
Based on Current Outlook**

	\$	%
City Division (Hamilton Water)		
Energy and Other Operating Costs	\$ 8	1.2 %
Capital Financing	\$ 24	3.3 %
Preliminary Pressures / Risks	\$ 32	4.5 %

2020 Rate Supported Operating Budget Guideline

When Council approved the 2019 Rate Supported Budget in December 2018, a projected combined rate increase for the 2020 Rate Supported Budget of 4.5% was included. Staff will review options including the use of reserves, reducing reliance on debt and reducing operating costs in order to reduce the current projection of a 4.5% increase in the 2020 Rate Supported Budget

The 2020 Rate Supported Operating Budget Outlook projects a rate increase of 1.2% for net divisional operating expenditures and 3.3% for capital financing expenditures. These rate increase requirements are driven by Operating expenditures that are projected to increase by an average of 2.9% and Capital Financing expenditures are projected to increase by 7.6%. The projected increase in capital financing costs is driven by a significantly increased Rate Capital program of \$320 M projected for 2020 versus \$284 M in 2019. The projected increase in capital investment in 2020 is primarily in the wastewater system with the continuation of construction of the Clean Harbour project. Water consumption affecting Rate Revenue is projected to increase by less than 1% from the water consumption in the 2019 Rate Budget.

Staff is recommending that the 2020 Rate Supported Budget include options to reduce the 4.5% rate increase through a review of reserves, capital financing and operating expenses.

2020 Budget Process Timeline

Appendix "A" to Report FCS19054 provides a high-level summary of the budget calendar for the 2020 Rate and Tax Budgets (Operating and Capital). The Rate Operating and Capital Budgets and Tax Capital Budget are scheduled to be deliberated in late November 2019. The Tax Supported Operating Budget (which sets the tax increase) is scheduled to commence in January 2020 with an expected approval in March 2020. All budgets will be deliberated at meetings of the General Issues Committee.

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Alternatives for Consideration – Not Applicable

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: The Preliminary Tax Operating Budget pressures / risks identified within Report FCS19054 result in a levy increase of approximately \$62.3 M (inclusive of City Departments, Provincial Funding Shortfall, Boards and Agencies and Capital Financing) which represents a residential tax increase of 6.7%.

The Preliminary Rate Operating Budget pressures / risks identified within Report FCS19054 result in a projected operating budget expenditure increase of approximately \$10.6 M which represents a combined rate increase of 4.5%. As noted above, options including the use of reserves, reducing reliance on debt and reducing operating costs will be reviewed in order to reduce the current projection of a 4.5% increase in the 2020 Rate Supported Budget

Staffing: There are no staffing implications as a result of Report FCS19054. During the budget process, staffing changes are highlighted for Council approval.

Legal: There are no legal implications in respect of Report FCS19054.

HISTORICAL BACKGROUND

Council, at its meeting on December 9, 2015, endorsed the creation of a multi-year budgeting and business planning framework through a Multi-Year Budget Planning Sub-Committee. The main goal of the Sub-Committee is to develop an updated process for communicating the cost and performance of City services, based on the Community Vision, Strategic Plan and priorities.

Council, at its meeting on December 14, 2016, approved General Issues Committee (GIC) Report 16-032 and Multi-Year Budget Planning Sub-Committee Report 16-001 (Report FCS16087) adopting a Rolling Budget Cycle Without a Fixed Period as its Multi-Year Budget Process beginning with the 2018 Budget.

Council, at its meeting on July 14, 2017, approved GIC Report 17-015 and Multi-Year Budget Planning Sub-Committee Report 17-001 (Report FCS17066) adopting the Multi-Year Business Planning and Budget Policy (“Policy”) for City Departments and forwarding the Policy to Hamilton Police Service, Hamilton Public Library and Hamilton Farmers’ Market Boards for consideration.

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The 2019 Tax Operating Budget approved by Council in April 2019 included a 2020-2022 Multi-Year Budget Outlook with a preliminary budget increase of \$39.1 M for 2020, which is the starting point of the budget presented in Report FCS19054.

The 2019 Rate Supported Budget approved by Council in December 2018, resulted in a combined rate increase of 4.66%. The budget also included a projection for 2020 of a 4.5% rate increase. The 2019 Rate Supported Budget reflects Council's ongoing commitment and dedication to implement a sustainable financing plan while bridging the divide between the funding shortfalls for necessary infrastructure with affordable rates.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

There are no policy implications related to the recommendations within Report FCS19054.

RELEVANT CONSULTATION**Tax and Rate Supported Operating Budgets**

Staff has consulted with operating departments in determining the projected tax budget and rate budget pressures / risks for 2020. Staff has also consulted with Council, the City Clerk's Office and the operating departments in developing the timeline for the 2020 budget.

ANALYSIS AND RATIONALE FOR RECOMMENDATION(S)**2020 Preliminary Tax Budget Pressures (Outlook)**

During the 2019 budget process, staff prepared a 2020-2022 Multi-Budget Year Outlook which was included in the budget book and presented by the General Managers.

The initial Outlook for 2020 was projecting a levy increase of \$39.1 M and a 3.9% tax increase. Based on updated information, the initial projection has been revised to a levy increase of \$62.3 M and a 6.7% tax increase as shown in the Table 3.

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**Table 3
2020 Budget Outlook**

	Levy Increase \$	Tax Impact %
2020 Initial Outlook	\$ 39,087,000	3.9 %
Annualizations	\$ 1,666,000	0.2 %
Other Adjustments	\$ 21,588,000	2.5 %
2020 Outlook	\$ 62,341,000	6.7 %

Note - Anomalies due to rounding

The major item included in the Annualizations is the \$1.2 M in the Hamilton Police Service due to the annualization of 27 FTE's and the most significant item in the Other Adjustments is the \$12.1 M due to provincial funding shortfall. Additional details will be provided in the following sections of Report FCS19054.

Table 4 below shows the 2020 Outlook by Department.

**Table 4
2020 Operating Budget Outlook**

	2019 Approved \$	2020 Outlook \$	Change from 2019 \$	Change from 2019 %
Planning and Economic Development	\$29,671,770	\$30,952,103	\$1,280,333	4.3 %
Healthy and Safe Communities	245,133,660	264,695,680	19,562,020	8.0 %
Public Works	242,414,070	256,020,080	13,606,010	5.6 %
Legislative	5,018,500	4,958,540	-59,960	-1.2 %
City Manager	11,758,900	12,059,510	300,610	2.6 %
Corporate Services	30,207,450	31,116,740	909,290	3.0 %
Corporate Financials / Non Program Revenues	-25,499,670	-19,335,910	6,163,760	24.2 %
Hamilton Entertainment Facilities	3,912,390	4,084,600	172,210	4.4 %
Total City Expenditures	\$542,617,070	\$584,551,343	\$41,934,273	7.7 %
Hamilton Police Services	164,290,320	170,362,040	6,071,720	3.7 %
Other Boards and Agencies	43,795,170	47,148,060	3,352,890	7.7 %
City Enrichment Fund	6,115,890	6,209,090	93,200	1.5 %
Total Boards and Agencies	\$214,201,380	\$223,719,190	\$9,517,810	4.4 %
Capital Financing	129,968,934	140,857,090	10,888,156	8.4 %
Total Levy Requirement	\$886,787,384	\$949,127,623	\$62,340,239	7.0 %

Note - Anomalies due to rounding

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City Expenditures

Staff has identified a levy pressure of approximately \$41.9 M, which represents a 7.7% levy increase. This increase includes three major drivers that collectively add to \$25.8 M as shown in Table 5.

**Table 5
200 Outlook – Major Drivers**

Provincial Funding Shortfall	\$ 12,124,000
Transit	\$ 7,509,000
Corporate Financials	\$ 6,164,000
Major Drivers	\$ 25,797,000

Provincial Funding Shortfall

Over the last several weeks, there have been a number of announcements by the provincial government regarding funding cuts for a number of programs. Staff estimates that the impact of these cuts for the 2020 year are approximately \$12.1 M. This includes pressures in Children’s Services and Neighbourhood Development for \$3.4 M, \$650 K for Long-Term Care, \$1.9 M for Paramedics, \$1.5 M in Ontario Works and \$4.7 M in Public Health. These pressures are partially mitigated by an increase of \$100 K on Housing. Report FCS19053 “Impact of Provincial Policy Changes” presented at GIC on June 19, 2019 contains additional details on these items. Staff will continue to review the impacts of any new announcements and will adjust the budget accordingly.

Transit

A pressure of approximately \$7.5 M in transit is the result of contractual increases in DARTS (\$2.3 M), the continuation of the 10-year transit strategy (\$3.4 M), PRESTO maintenance agreement (\$1.2 M) and transfer to the fleet reserve (\$0.6 M).

Year 5 of the 10-Year Transit Strategy (and onward) is reliant on receiving Investing in Canada Infrastructure Project (Provincial) funding for both the Transit Maintenance and Storage Facility and 13 additional buses. No commitment or timelines have been announced by the current Provincial Government as it relates to the previous Government’s commitment to provide 33% of the capital funding needs. Delays in the announcement and the uncertainty around whether or not the original commitment will materialize impacts the ability to move forward with Year 5 of the Transit Strategy as planned in 2020 unless the funding gap is fully mitigated by the City which would result in a total contribution from the City of approximately 60% to support the capital needs. This uncertainty will also delay the need to hire 35 FTE’s as planned in 2020 if capital needs cannot be met to add 13 additional buses.

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Corporate Financials

Operating impacts from capital projects approved in Report FCS18097 of \$3.1 M (including 20.0 FTE's) have been incorporated into the 2020 Outlook. Corporate Financials also include a \$2.0 M for increased insurance premiums and a \$1.0 M WSIB pressure to align budget to actuals.

Other Departmental Pressures

The departmental specific pressures noted in the sections below are above and beyond the pressures identified in the previous section. All departments will have salary / wage compensation and contractual pressures included in their 2020 budget.

Planning and Economic Development

- \$0.5 M in Growth Management due to decreased revenues and increase in salary and benefits
- \$37 K Wage increase for School Crossing Guards

Healthy and Safe Communities

- \$375 K increase in Public Health programs (Rapid Risk Factor Surveillance System, vaccine fridge replacement and contractual costs of the Vector Borne Disease Program)
- \$360 K increase in Fire due to transfer to reserve
- \$107 K in annualizations of previously approved business cases

Public Works

- \$328 K in annualizations of previously approved business cases
- \$223 K due to the maintenance of a number of vacant facilities

Boards and Agencies

Based on historical trends and updated information, staff has identified budget pressures / risks for Boards and Agencies of approximately \$9.5 M (refer to Table 6). The Police budget pressure of \$6.0 M is based on a five-year average levy increase of \$4.8 M and an additional \$1.2 M for the annualization of 27 FTE's approved during the 2019 budget process.

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The major pressure in Boards and Agencies, however, is related to the increase levy payable to the Conservation Authorities. During 2018, the Conservation Authorities levy payment was based on the formula per Ontario Regulation 670/00, section 2(1)(b). The 2018 and 2019 City budget for this was based on a prior agreement that was found to be non-existent by the Ontario Superior Court of Justice. For 2020, the Conservation Authorities budget outlook has been increased by \$2.5 M to reflect the court decision.

**Table 6
Boards and Agencies Levy Impact**

Police	\$ 6,072,000
Conservation Authorities	\$ 2,500,000
Library	\$ 644,000
Other Boards and Agencies	\$ 302,000
Total Impact	\$ 9,518,000

Capital Financing

The 2020 Outlook for Capital Financing includes a series of items that result in a 1.26% tax impact (Table 7). Following last year's Council direction, staff has assumed 0.5% tax increase for capital financing for discretionary / block funded capital projects which is equivalent to a levy increase of \$4.3 M. Additionally, debt financing requirements resulted in proposed tax levy increases of \$2.3 M or 0.26% for the City's funding share of Public Transit Infrastructure Fund (PTIF), \$2.0M or 2.3% for DC Exemptions, \$1.2 M or 0.14% for the Downtown Office Accommodation project and \$1.1 M or 0.13% for West Harbour Development.

**Table 7
Capital Financing Levy Impact**

	Levy Increase	Tax Impact
	\$	%
Discretionary / Block Funding	\$ 4,300,000	0.50 %
PTIF - Storage Facility	\$ 2,304,000	0.26 %
DC Exemption	\$ 2,000,000	0.23 %
Office Accommodation	\$ 1,204,000	0.14 %
West Harbour	\$ 1,092,000	0.13 %
Total Impact	\$ 10,900,000	1.26 %

Note - Anomalies due to rounding

SUBJECT: 2020 Budget Guidelines, Outlook and Process (FCS19054) (City Wide) - Page 12 of 14

Reduction Scenarios

In order to achieve a desired tax impact while trying to protect the existing level of service, a series of budget reductions will need to be explored. Table 8 shows the reductions needed to achieve a number of scenarios:

**Table 8
2020 Reduction Scenarios**

	Reductions	Levy Increase	Residential Tax Increase
Preliminary Budget		\$62,341,000	6.7 %
Total Reductions of	-\$18,270,000	\$44,071,000	4.6 %
Total Reductions of	-\$26,970,000	\$35,371,000	3.6 %
Total Reductions of	-\$35,670,000	\$26,671,000	2.6 %

Council Referred Items

Not included in the 2020 Operating Budget Outlook are a number of items that have been referred by Council to the 2020 budget process. To date, these items add to approximately \$1.2 M and the most significant item is the \$900 K related to the Service Delivery Plan of the Fire Department.

The \$1.2 M in Council Referred Items would add 0.1% to the currently estimate tax impact of 6.7%.

2020 Preliminary Rate Budget Pressures (Outlook)

A number of pressures / risks have been identified for 2020 (refer to Table 9).

**Table 9
2020 Preliminary Rate Supported Budget Outlook**

	\$ M
City Division (Hamilton Water)	
Energy and Other Operating Costs	\$2.8
Capital Financing	\$7.8
Preliminary Pressures / Risks	\$10.6
Combined Rate Impact	4.5%

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

SUBJECT: 2020 Budget Guidelines, Outlook and Process (FCS19054) (City Wide) - Page 13 of 14

The preliminary outlook for the 2020 Rate Operating Budget projects an operating expenditure increase for Hamilton Water Division of approximately \$2.8 M or 2.9% over the 2019 Budget.

The projected increase in capital financing costs is driven by a significantly increased Rate Capital program of \$320 M projected for 2020 versus \$284 M in 2019. The projected increase in capital investment in 2020 is primarily in the wastewater system with the continuation of construction of the Clean Harbour project.

Water consumption is projected to increase by less than 1% from the water consumption in the 2019 Rate Budget and results in a projected 2020 Rate Revenue increase of \$10.6 M for a combined rate increase of 4.5%. Staff will review options including the use of reserves, reducing reliance on debt and reducing operating costs in order to reduce the current projection of a 4.5% increase in the 2020 Rate Supported Budget

2021 – 2023 Multi-Year Budget

Multi-year budgeting strengthens the link between budgeting and strategic priorities and enables Council to implement a multi-year vision, assessing the long-term financial implications of current and proposed operating and capital budgets and policies.

The initial outlook for 2021 and 2022 prepared during the 2019 budget process resulted in projected tax increases of 3.6% and 3.3%, respectively. These projections, however, need to be re-evaluated to identify pressures and tax increases above inflation and other known factors such as contractual agreements and need to be adjusted based on the 2020 budget. Actions taken to mitigate the pressures in the 2020 budget should not include postponing expenditures to future years but rather, they should be geared towards finding sustainable solutions.

During the 2020 budget process, the multi-year budget outlook will also be updated to include the 2023 budget year.

2020 Budget Process and Schedule

With Council approval of the Multi-Year Business Planning and Budget Policy in July 2017, Council can expect to receive integrated Business Plans and Budgets covering four years being 2020 to 2023. User fees, as well as the 2020 Rate Budget and 2020 Tax Capital Budget processes, are expected to follow the schedule from previous years and are expected to be approved by December 2019. The 2020 Tax Supported Operating Budget process follows a regular timeline with Council's approval by March 2020.

The 2020 Budget Schedule is attached as Appendix "A" to Report FCS19054 Budget Guidelines, Outlook and Process.

OUR Vision: To be the best place to raise a child and age successfully.

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SUBJECT: 2020 Budget Guidelines, Outlook and Process (FCS19054) (City Wide) - Page 14 of 14

ALTERNATIVES FOR CONSIDERATION**2020 Tax Supported Operating Budget**

Options have been included in the recommendations and will be brought back to Council in the Fall.

2020 Rate Supported Operating Budget

Primarily because of favourable Operating Expenditures budget variances, the Rate Supported Program has seen significant year-end surplus results in recent years (\$16.5 M in 2018 and \$18.1 M in 2017). The surplus funds are deposited into the Rate reserve funds and subsequently, utilized to fund future capital works. Hamilton Water division is committed to build the 2020 Rate Operating Expenditure Budget by re-evaluating every expenditure line item to develop the 2020 budget accordingly, regardless of how much money has previously been budgeted to any given line item. This “right-sizing” of the Rate Operating Expenditure budget will permit the contribution to capital to increase to fund an ever-growing capital program.

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**Economic Prosperity and Growth**

Hamilton has a prosperous and diverse local economy where people have opportunities to grow and develop.

APPENDICES AND SCHEDULES ATTACHED

Appendix “A” to Report FCS19054 – 2020 City of Hamilton Budget Schedule

GR/JS/dt

2020 City of Hamilton Budget Schedule

ITEM	DATE
Tax supported Operating Budget Guideline, Outlook, Process Report	July 8, 2019
Budget Options Report	October 2019
User Fee Report (Regular GIC)	November 2019
Rate Supported Budget Report	November 25, 2019 (December 6, 2019, if required)
Tax Supported Capital Budget Report	November 29, 2019 (December 9, 2019, if required)
Tax Supported Operating Budget Overview	January 17, 2020
Boards and Agencies Presentation	January 21 and 23, 2020
Transit Day	January 24, 2020
Departmental Budget Presentations	January 28, 29 and 30, 2020 February 7, 2020
Public Delegations	February 10, 2020
GIC Budget Deliberations	February 24 and 27, 2020 March 2 and 4, 2020
Tax Assessment and Growth Reports	February / March 2020
Council Budget Approval	March 2020

Item 9.2



Hamilton

FCS19054
2020 BUDGET GUIDELINES,
OUTLOOK & PROCESS
GENERAL ISSUES COMMITTEE

July 8, 2019

Presentation Outline

1. Historical Budgets, Tax Impacts & Rate Impacts
2. 2020 Tax Supported Operating Budget Preliminary Outlook
3. 2020 Tax Budget Guidelines & Recommendations
4. 2020 Rate Supported Operating Budget Preliminary Outlook
5. 2020 Rate Budget Recommendations
6. 2020 Budget Schedule



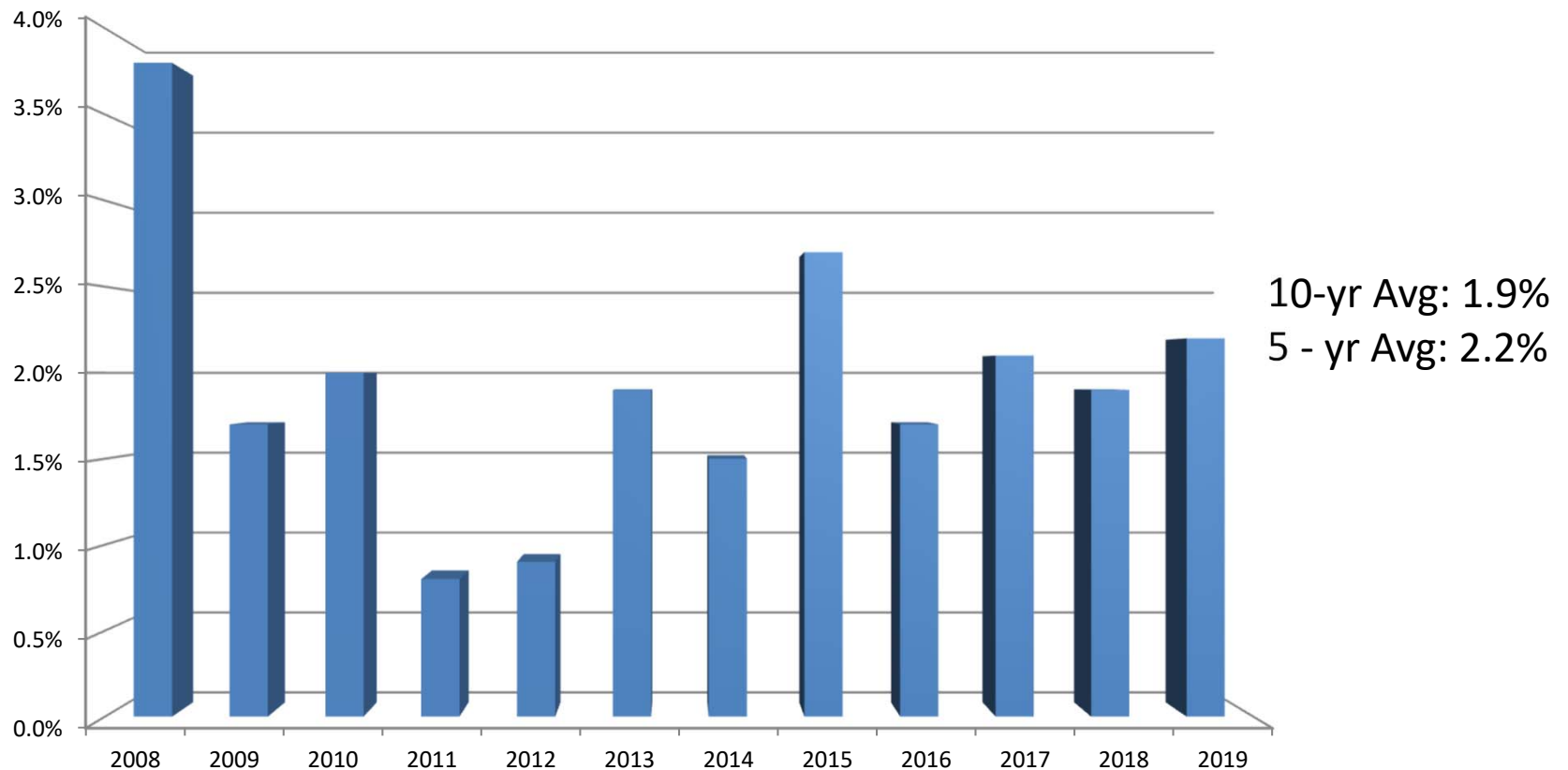
Hamilton

HISTORICAL BUDGETS, TAX IMPACTS AND RATE IMPACTS

Historical Budget Mitigation

	Residential Tax Impacts		
	2017	2018	2019
Preliminary Budget	3.7%	2.4%	3.2%
Change	-1.5%	-0.3%	-0.7%
Municipal Tax Impact	2.2%	2.1%	2.5%
Total Tax Impact	2.1%	1.9%	2.2%

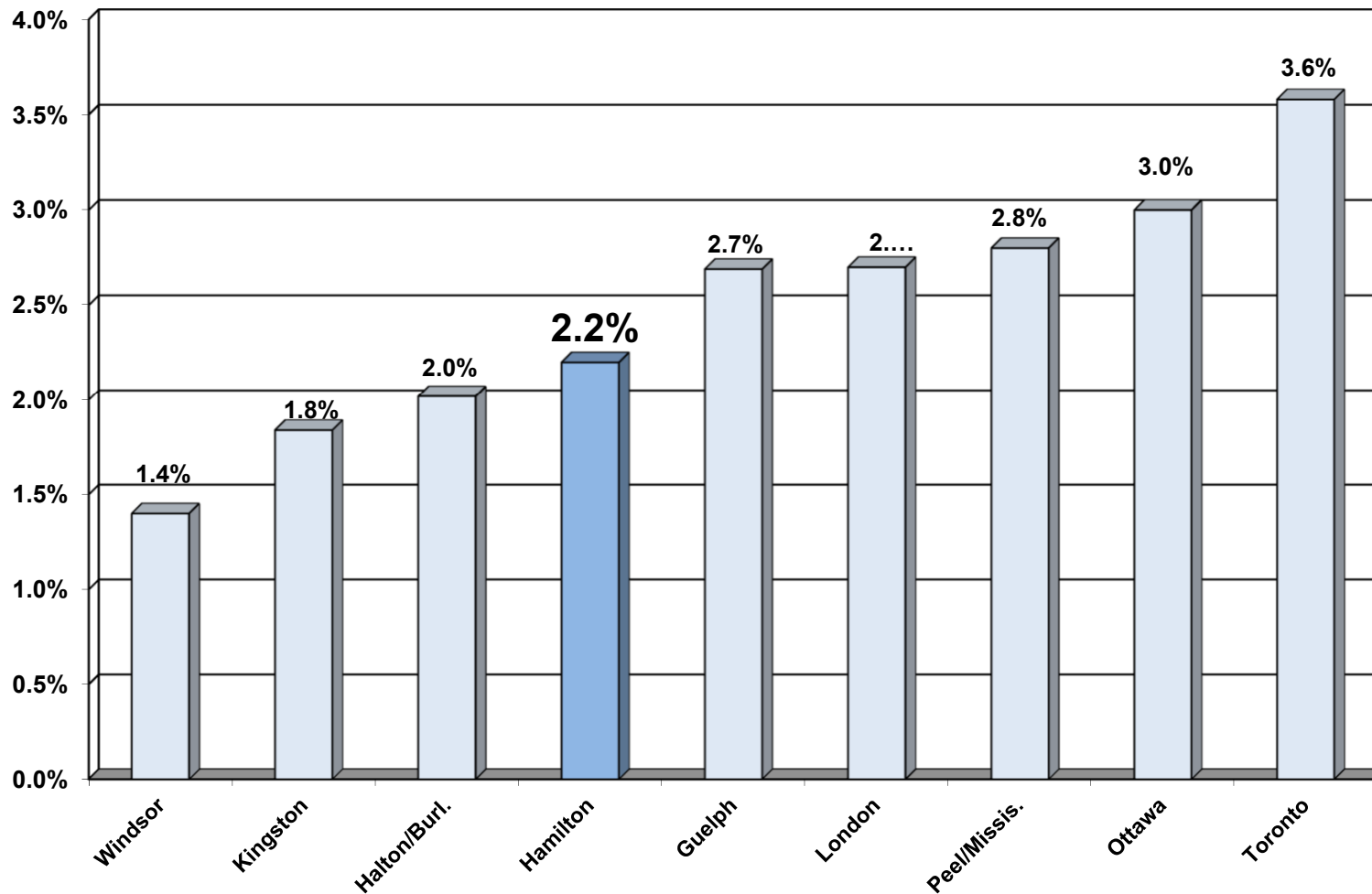
Annual Average Residential Tax Impacts



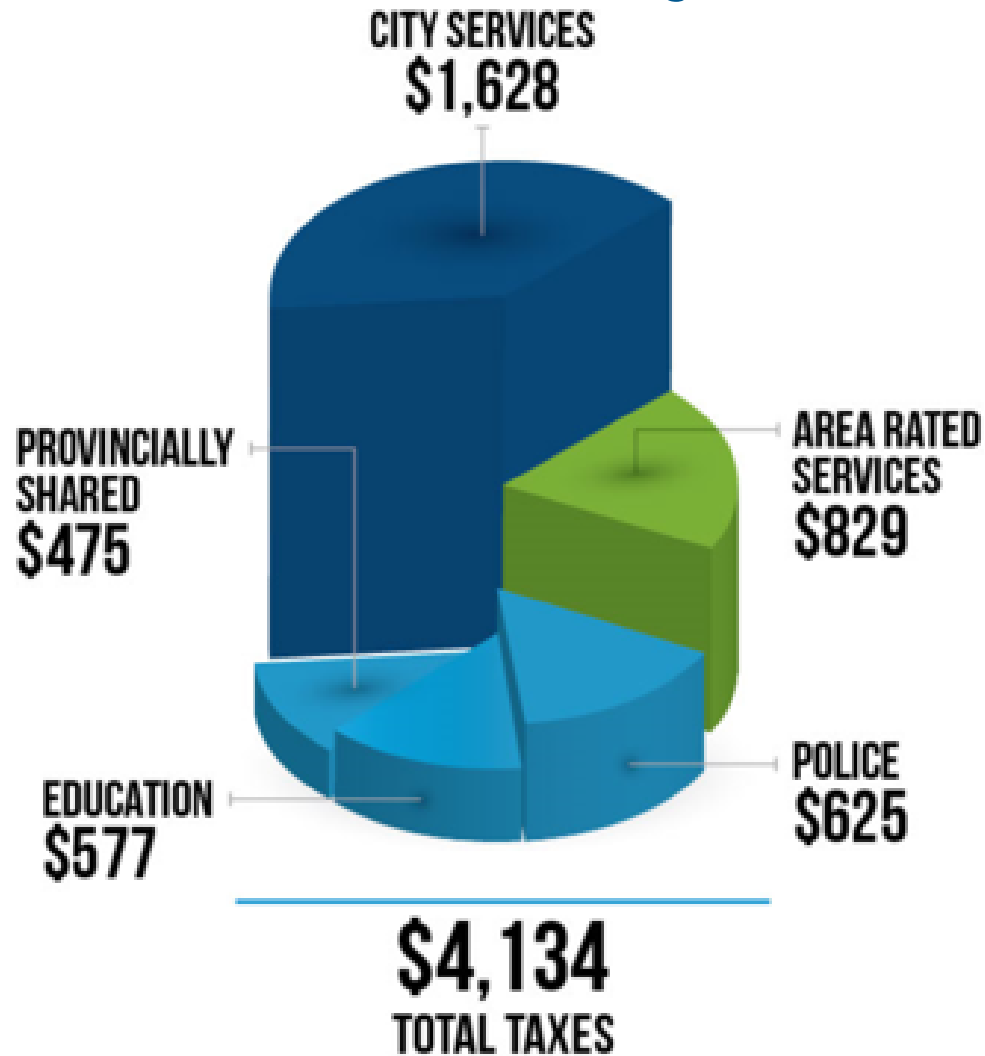
Annual residential impacts - includes budget, reassessment, area-rating, education and tax policies

5

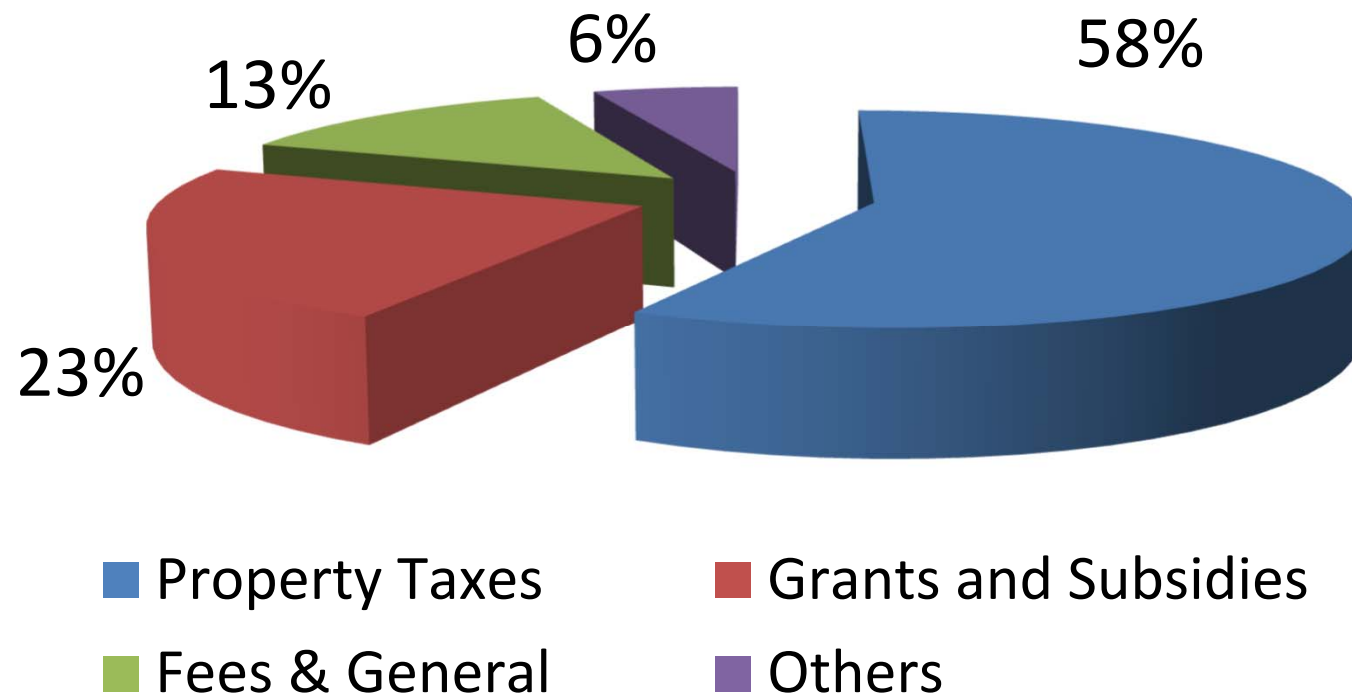
2019 Average Residential Tax Impacts



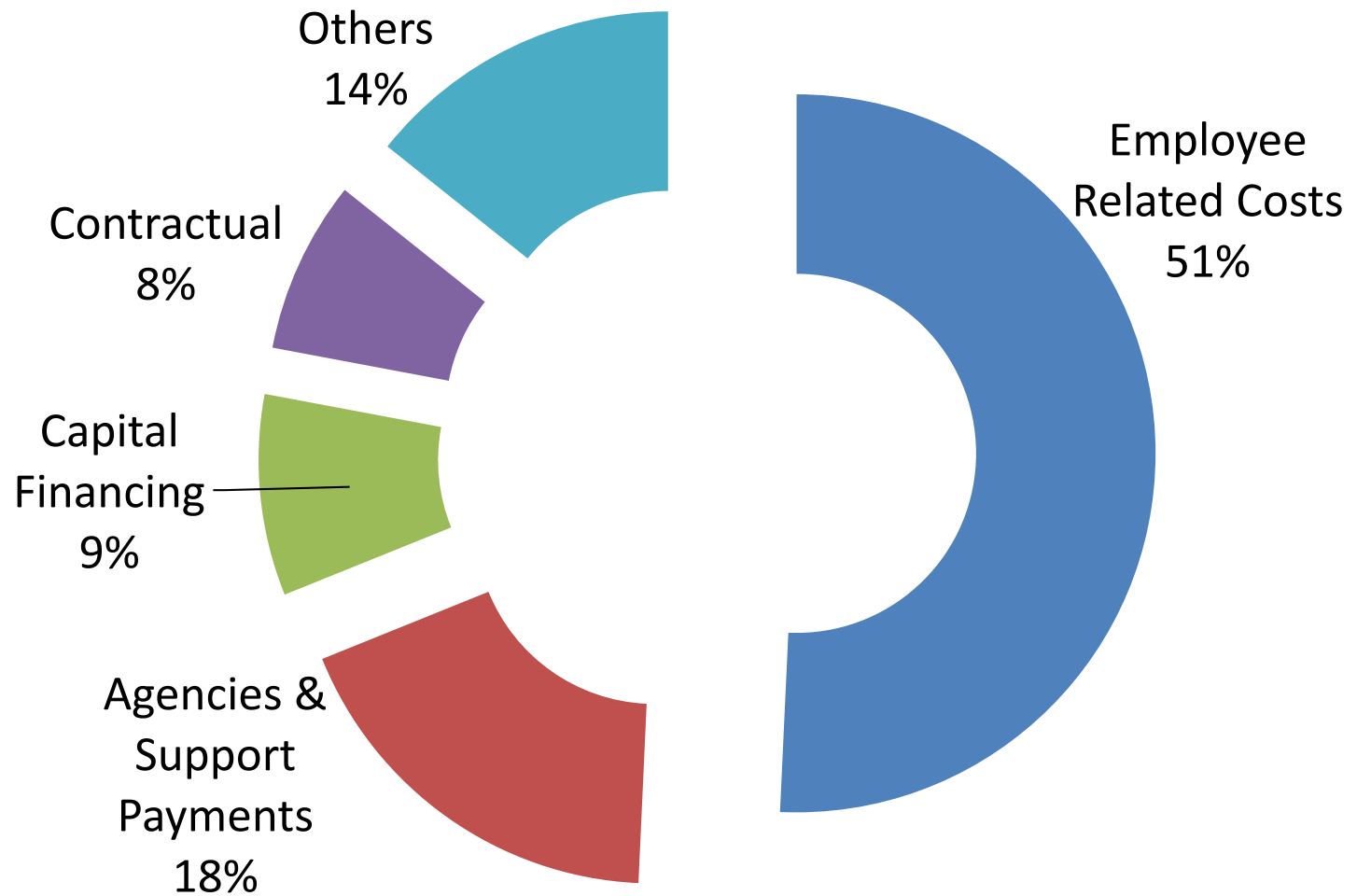
2019 Average Residential Tax Bill



Reliance on Property Taxes Based on 2019 Budget



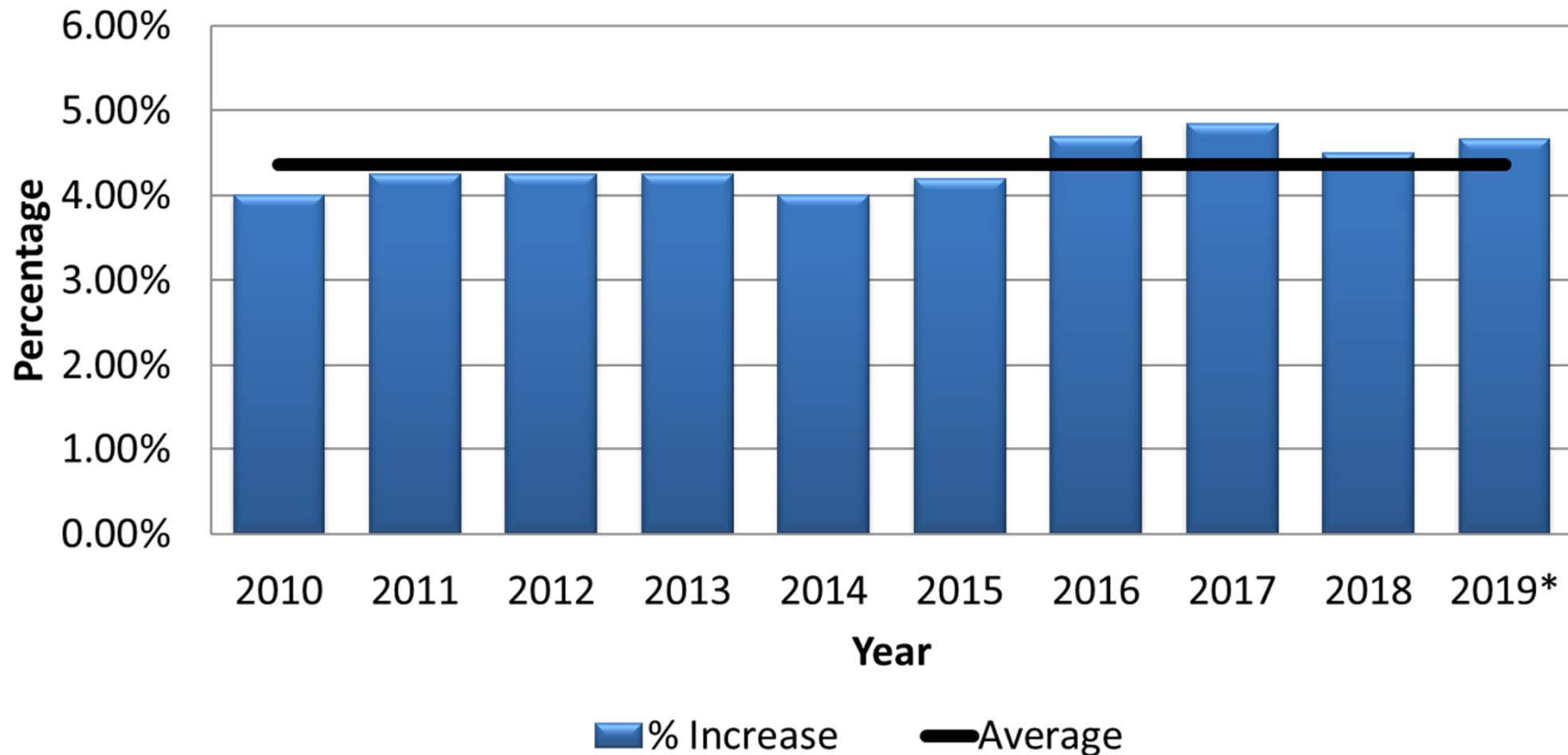
Cost of Providing Services



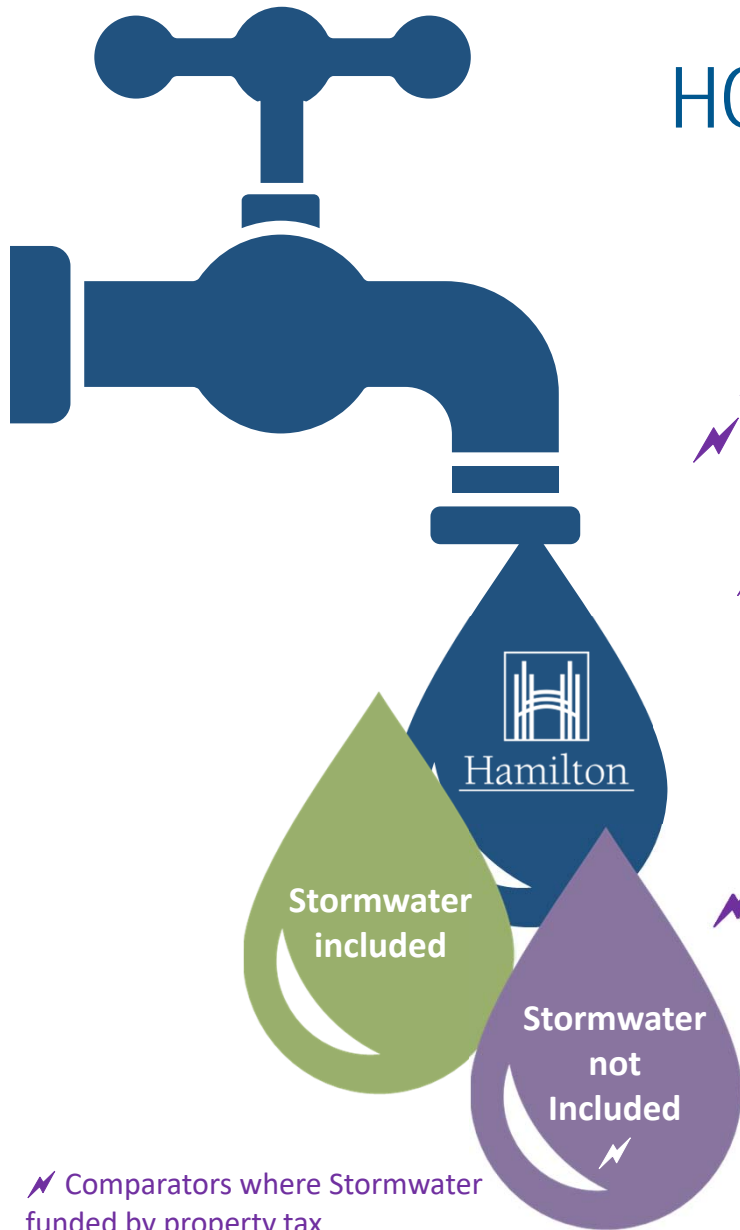
10 Year Rate Increase Trend

By the numbers

Annual Rate Increases



HOW DOES HAMILTON COMPARE?



- Kitchener: \$1,361**
- ⚡ **Norfolk: \$1,167**
- ⚡ **Cambridge: \$1,086**
- ⚡ **West-Lincoln: \$1,059**
- London: \$1,054**
- ⚡ **Haldimand: \$1,043**
- Guelph: \$972**
- Waterloo: \$959**
- ⚡ **Brantford: \$905**
- ⚡ **Durham: \$877**
- ⚡ **St. Catharines: \$875**
- ⚡ **Halton: \$842**
- Toronto: \$761**
- Hamilton: \$690**
- Peel: \$567**

2018 Water Bill Residential
200m³/ (year)

Survey Average
\$948

Hamilton provides three services for less than some municipalities which offer two

⚡ Comparators where Stormwater funded by property tax

2019 RESIDENTIAL AVERAGE ANNUAL BILL



Based on annual water consumption of 200m³



Hamilton

**2020 TAX SUPPORTED
OPERATING BUDGET
PRELIMINARY OUTLOOK**

2020 Tax Operating Outlook

	Levy Increase \$	Tax Impact %
2020 Initial Outlook	\$ 39,087,000	3.9%
Provincial Funding Shortfall	\$ 12,124,000	1.3%
Other Adjustments	\$ 9,464,000	1.2%
Annualizations	\$ 1,666,000	0.2%
2020 Outlook	\$ 62,341,000	6.7%

Note: - Anomalies due to rounding

Major items in Other Adjustments include:

- \$2.5 M in conservation authorities levy
- \$2.0 M for increased risk premiums
- \$2.0 M for DC Exemptions

Average Residential Tax Impact

	\$	%
Municipal Taxes		
Provincial funding shortfall	\$ 46	1.3%
Other City Departments	\$ 113	3.2%
Boards & Agencies	\$ 34	1.0%
Capital Financing	\$ 45	1.3%
Municipal Taxes	\$ 237	6.7%

Note: - Anomalies due to rounding

Ward Average Reassessment Impacts range from -0.3% to +1.6%

Budget Drivers – Provincial Funding Shortfall

Provincial Funding Shortfall

Children's Services and Neighbourhood Development	\$	3,400,000
Housing Services	-\$	100,000
Long-Term Care	\$	700,000
Hamilton Paramedic Service	\$	1,900,000
Ontario Works	\$	1,500,000
Public Health Services	\$	4,700,000
Total	\$	12,100,000

Tax Impact	1.3%
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Budget Drivers – City Expenditures

Transit

DARTS Contract	\$ 2,300,000
10-year Transit Strategy	\$ 3,400,000
PRESTO Maintenance Agreement	\$ 1,200,000
Transfer to Fleet Reserve	\$ 600,000
Total	\$ 7,500,000

Tax Impact	0.9%
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Budget Drivers – City Expenditures

Corporate Financials

Operating Impacts of Capital	\$ 3,100,000
Insurance premiums	\$ 2,000,000
WSIB	\$ 1,000,000
Total	\$ 6,100,000

Tax Impact	0.7%
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Budget Drivers – Capital Financing

	Levy Increase \$	Tax Impact %
Discretionary / Block Funding	\$ 4,300,000	0.50%
PTIF - Storage Facility	\$ 2,304,000	0.26%
DC Exemption	\$ 2,000,000	0.23%
Office Accomodation	\$ 1,204,000	0.14%
West Harbour	\$ 1,092,000	0.13%
Total Impact	\$ 10,900,000	1.26%

Note: - Anomalies due to rounding

Budget Drivers – Boards & Agencies

Police	\$ 6,072,000
Conservation Authorities	\$ 2,500,000
Library	\$ 644,000
Other B&A	\$ 302,000
Total Impact	\$ 9,518,000

Tax Impact	1.0%
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Note: - Anomalies due to rounding

Council Referred Items

- The 6.7% average residential tax impact does not include Council Referred Items and Business Cases
- Council Referred Items to date add to \$1.2 M
- Major item on list is \$900 K for the Fire Department Service Delivery Expansion
- If approved, Council Referred Items will add 0.1% or \$5 to the average residential tax impact

Reduction Scenarios

	Reductions	Levy Increase	Residential Tax Incr.
Preliminary Budget		\$ 62,341,000	6.7%
Total Reductions Of	\$ (18,270,000)	\$ 44,071,000	4.6%
Total Reductions Of	\$ (26,970,000)	\$ 35,371,000	3.6%
Total Reductions Of	\$ (35,670,000)	\$ 26,671,000	2.6%

Approximately \$8.7M are equal to a 1.0% tax impact



Hamilton

2020 TAX BUDGET GUIDELINES & RECOMMENDATIONS

Guidelines & Recommendations

- That staff be directed to report back on a list of user fees that can be increased towards full cost recovery, or user fee waivers (including marginal cost facility leases) that can be reduced or eliminated over a 1 to 3 year phase in period.
- That for all other user fees, the fee be increased by a rate of 3.0% and that any user fee increases below the guideline be forwarded for consideration with appropriate explanation.

Guidelines & Recommendations

- That staff report back by October of 2019 with an updated 2020 Tax Budget Outlook and provide a number of scenarios to achieve the following:

Tax Impact				Budget Reduction (\$ M)
City Departments	Provincial Shortfall	Capital	Total	
2.0%	1.3%	1.3%	4.6%	\$ 18.3
1.0%	1.3%	1.3%	3.6%	\$ 27.0
0.0%	1.3%	1.3%	2.6%	\$ 35.7

Guidelines & Recommendations

- That Police, Library and Conservation Authorities target a 2020 tax operating budget guideline based on an increase of 2.0%;
- That all other Boards and Agencies including Hamilton Beach Rescue Unit, Royal Botanical Gardens, Farmer's Market and the Community Enrichment Fund target a 0%.

Guidelines & Recommendations

- That the 2020 Tax Capital budget be submitted with the following guideline:

	Tax Impact %
Discretionary / Block Funding	0.50%
PTIF - Storage Facility	0.26%
DC Exemption	0.23%
Office Accomodation	0.14%
West Harbour	0.13%
Total Impact	1.26%

Note: - Anomalies due to rounding



Hamilton

2020 RATE BUDGET OUTLOOK

Rate Budget Outlook

2020 Projected Average Rate Impact

	\$	%
City Division (Hamilton Water)		
Energy and Other Operating Costs	\$ 8	1.2%
Capital Financing	\$ 24	3.3%
Average Residential Impact	\$ 32	4.5%



Hamilton

2020 RATE BUDGET RECOMMENDATIONS

Recommendation

- That staff report back with options that include the use of reserves, reducing reliance on debt and reducing operating costs in order to reduce the current projection of a rate 4.5% increase when submitting the 2020 Rate Supported Budget.



Hamilton

BUDGET SCHEDULE



2020 BUDGET KEY DATES

ITEM	DATE
GIC – Updated Outlook Report	October 16th
GIC – 2020 Rate Budget	November 25 th & December 6 th
GIC – 2020 Tax Capital Budget	November 29 th and Dec. 9th
GIC – User Fee Report	December 4, 2019
GIC – Tax Operating Overview and Departmental Presentations	January 17 th
GIC – Boards and Agencies	January 21 st & 23rd
GIC – Transit Day	January 24th
GIC – Departmental Presentations	January 28 th , 29 th , 30 th , Feb. 7th
GIC – Budget Delegations (Public)	Feb. 10 th
GIC – Budget Deliberations	Feb. 24 th , 27 th , March 2 nd , 4th

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Hamilton

HAMILTON FUTURE FUND BOARD OF GOVERNORS

REPORT 19-002

Tuesday, June 25, 2019

1:00 p.m.

Council Chambers, Hamilton City Hall

71 Main Street West

Present: Mayor F. Eisenberger
Councillors N. Nann, J. Partridge (Vice-Chair), A. VanderBeek, and
T. Whitehead

T. Weisz (Chair), P. Cherubini, T. Crugnale, M. Dickson,
A. Frisina, J. Kirkpatrick, A. Macaluso, E. Myrie, and S. Parsley

Absent

With Regrets: G. Davis, C. Galindo, and S. Macdonald

THE HAMILTON FUTURE FUND BOARD OF GOVERNORS PRESENTS REPORT 19-002 AND RESPECTFULLY RECOMMENDS:

1. **Deliberations on the Grant Applications received for the November 1, 2018 - January 14, 2019 Opening of the Hamilton Future Fund (Item 10.1)**
 - (a) That the grant application from the Hamilton Malayalee Samajam (Item 10.1.d) for the conversion of a sports field into a cricket field at 1095 Woodburn Road in the amount of \$358,000 be approved;
 - (b) That the grant application from the 91st Highlanders Athletic Association (Item 10.1.a) for the installation of spectator bleachers and an outdoor gazebo structure at the Ray Lewis Track & Field Centre (Mohawk Sports Park) in the amount of \$150,000 be approved;
 - (c) That the grant application from the Ancaster Tennis Club (Item 10.1.b) for the construction of a Tennis Dome in the amount of \$206,000 be approved;
 - (d) That the grant application from the Beach Canal Lighthouse Group (Item 10.1.c) for the Restoration of the Hamilton Beach Strip Canal lighthouse and Keepers house in the amount of \$400,000 be approved conditional on the transfer of ownership from the federal government to the Hamilton Port Authority; and,

- (e) That the grant application from Compass Community Health (formerly North Hamilton Community Health Centre) (Item 10.1.e) be denied.

FOR INFORMATION:**(a) APPROVAL OF AGENDA (Item 2)**

The Committee Clerk advised that there were no changes to the agenda.

The agenda for the June 25, 2019 meeting of the Hamilton Future Fund Board of Governors was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)**(i) May 25, 2019 (Item 4.1)**

The Minutes of the May 25, 2019 meeting of the Hamilton Future Fund Board of Governors were approved, as presented.

(d) PRESENTATIONS (Item 9)**(i) Presentations from 2018-2019 Grant Applicants (Item 9.1)****(1) 91st Highlanders Athletic Association (Item 9.1.a)**

Kevin Gonci, addressed the Committee respecting the grant application from the 91st Highlanders Athletic Association, with the aid of a presentation.

The presentation from Kevin Gonci, respecting the grant application from the 91st Highlanders Athletic Association, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(2) Ancaster Tennis Club (Item 9.1.b)

Mathieu Koevoets, addressed the Committee respecting the grant

application from the Ancaster Tennis Club, with the aid of a presentation and handout.

The presentation from Mathieu Koevoets, respecting the grant application from the Ancaster Tennis Club, was received.

A copy of the presentation and handout is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(3) Beach Canal Lighthouse Group (Item 9.1.c)

Sandy Thomson, addressed the Committee respecting the grant application from the Beach Canal Lighthouse Group, with the aid of a presentation.

The presentation from Sandy Thomson, respecting the grant application from the Beach Canal Lighthouse Group, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(4) Hamilton Malayalee Samajam (Item 9.1.d)

Sony Poulouse, addressed the Committee respecting the grant application from the Hamilton Malayalee Samajam, with the aid of a presentation.

The presentation from Sony Poulouse, respecting the grant application from the Hamilton Malayalee Samajam, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(5) Compass Community Health (formerly North Hamilton Community Health Centre) (Item 9.1.e)

Brent Esau and Andrew Sweetnam, addressed the Committee respecting the grant application from Compass Community Health (formerly North Hamilton Community Health Centre), with the aid of a presentation and handout.

The presentation from Brent Esau and Andrew Sweetnam, respecting the grant application from Compass Community Health (formerly North Hamilton Community Health Centre), was received.

A copy of the presentation and handout is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(e) DISCUSSION ITEMS (Item 10)

(i) Deliberations on the Grant Applications received for the November 1, 2018 - January 14, 2019 Opening of the Hamilton Future Fund (Item 10.1)

The Board used this time to review the following applications received for the November 1, 2018 - January 14, 2019 opening of the Hamilton Future Fund:

- (a) 91st Highlanders Athletic Association (Item 10.1.a)
- (b) Ancaster Tennis Club (Item 10.1.b)
- (c) Beach Canal Lighthouse Group (Item 10.1.c)
- (d) Hamilton Malayalee Samajam (Item 10.1.d)
- (e) Compass Community Health (formerly North Hamilton Community Health Centre) (Item 10.1.e)

For further disposition of this matter, please refer to Item 1.

(f) ADJOURNMENT (Item 15)

There being no further business, the Hamilton Future Fund Board of Governors was adjourned at 3:57 p.m.

Respectfully submitted,

Thomas Weisz, Chair
Hamilton Future Fund Board of
Governors

Alicia Davenport
Legislative Coordinator
Office of the City Clerk



INFORMATION REPORT

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	June 19, 2019
SUBJECT/REPORT NO:	Impact of Provincial Policy Changes (FCS19053) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Tom Hewitson (905) 546-2424 Ext. 4159 Amanda Thind (905) 546-2424 Ext. 4522
SUBMITTED BY:	Mike Zegarac General Manager, Finance and Corporate Services Corporate Service Department
SIGNATURE:	

COUNCIL DIRECTION

On May 2, 2019, staff submitted “2019 Provincial Funding Update (HSC19023)” to the Emergency and Community Services Committee (ECS). Information from Report HCS19023 was very preliminary and did not include other provincial impacts that have been announced since the 2019 Provincial Budget. Therefore, staff committed to bring an update to Council by the end of June, 2019.

INFORMATION

The Province presented its 2019 Budget on March 29, 2019 and it included a number of references to changes in shared programs but with little detail. Staff was not able to comment at that time on any impacts that may occur. As the details started to be announced, staff began an analysis and provided an update to the May 2, 2019 Emergency and Community Services Committee through Report HSC19023. Since that time, a number of new announcements have occurred, further details have emerged related to previous announcements and the Province has reversed its position on a number of the funding reductions announced and included in the May 2, 2019 Report HSC19023.

SUBJECT: Impact of Provincial Policy Changes (FCS19053) (City Wide) – Page 2 of 7

Report FCS19053 provides an update based on known information to date. However, the process remains quite fluid and further updates may be required. Staff is aware that some mitigation measures may be required to offset the 2019 impact. However, this will be reviewed in context to the overall 2019 forecasted operating variance which will be reported to Council in July. Mitigation of 2020 pressures will be discussed in an upcoming “2020 Budget Guidelines, Preliminary Outlook and Process” report scheduled for July as well.

Summary

The May 2, 2019 Healthy and Safe Communities (HSC) staff Report HSC19023 “2019 Provincial Funding Update” indicated to Council that the City was facing pressures of about \$8.9 M for 2019 and \$10.2 M for 2020 as a result of provincial policy changes related to Children’s Services, Long-Term Care, Paramedics, Ontario Works and Public Health Services.

The Province has since announced that it will be reversing the announced changes related to 2019 for Children’s Services, Paramedics and Public Health Services. Staff does not expect that this reversal will completely eliminate the 2019 change. At this time, not all of the details are available but staff is estimating that the previous \$8.9 M shortfall in 2019 will now be about \$2.9 M.

The recent reversal of funding cuts currently only applies to 2019. The 2020 impact of \$10.2 M has been updated as staff continue to receive additional information. From this information, staff has updated the 2020 impact to \$12.1 M.

In addition to the HSC funding impacts, there could be impacts related to changes resulting from the proposed Bill 108 “*More Homes, More Choices Act (2019)*”. For 2019, staff does not anticipate any impacts. However, for 2020 the impacts could be significant. Once the regulations surrounding Bill 108 are known, including regulations surrounding Community Benefit charges, staff will assess what the impacts will be to the City. There are other impacts that may occur in Planning and Development related to significant potential staffing requirements to meet minimum response standards. However, more information is required before the impact can be estimated. Further details are presented later in Report FCS19053.

Finally, the City is also impacted by the Province’s current inaction on clarifying Conservation Authority (CA) levy apportionment. A recent court decision dismissed the City’s claim against the apportionment of the Niagara Peninsula Conservation Authority. There is potential for a 2019 unbudgeted cost of \$2.5 M based on all Conservation Authority levies. This would also be a pressure for the 2020 Budget.

SUBJECT: Impact of Provincial Policy Changes (FCS19053) (City Wide) – Page 3 of 7**Table 1****Estimated Impact of Provincial Policy**

	2019 Levy Impact	2020 Levy Impact
Healthy and Safe Communities Funding	\$2.9 M	\$12.1 M
Bill 108	0.0 M	2.0 M
Conservation Authority Apportionment	<u>2.5 M</u>	<u>2.5 M</u>
Total	<u>\$5.4 M</u>	<u>\$16.6 M</u>

Average Residential Tax Impact 1.9%

Overall, staff is estimating that the City will have a 2019 shortfall of \$5.4 M and a 2020 budget pressure of \$16.6 M (adding about a 1.9% tax impact). The 2019 shortfall will be incorporated into the first variance report scheduled for the July 11, 2019 Administration, Finance and Audit Committee meeting. The 2020 budget pressures will be incorporated into the “2020 Budget Guidelines, Preliminary Outlook and Process” report scheduled for the July 8, 2019 General Issues Committee (GIC) meeting.

Healthy and Safe Communities Update

At the May 2, 2019 GIC, staff reported the 2019 annual funding for the Healthy and Safety Communities Department included Provincial funding of \$324 M and expected an annual 2019 allocation of about \$314 M based on confirmed allocations, as well as, assumptions based on known information at that time, resulting in a shortfall of about \$10 M. The prorated 2019 shortfall was expected to be about \$8.9 M. Staff has since received updated information and have provided an update below.

As indicated above the Province has since reversed changes for 2019 to Children’s Services, Paramedics and Public Health Services. However, changes for 2020 are still expected to continue as initially announced.

A breakdown of the updated funding by divisions is provided in Table 2.

SUBJECT: Impact of Provincial Policy Changes (FCS19053) (City Wide) – Page 4 of 7**Table 2****Impact of Provincial Funding Announcements**

Division	Provincial Funding (M's)			
	2019 Expected Annual Funding	2019 Prorated Impact	2020 Expected Annual Funding	2020 Annual Impact
Children's Services and Neighbourhood Development	\$ 73.3	\$ 1.1	\$ 68.8	(\$3.4)
Housing Services	22.4	(0.1)	22.6	0.1
Long-Term Care	21.4	(0.1)	20.9	(0.7)
Hamilton Paramedic Service	24.4	(1.9)	24.4	(1.9)
Ontario Works	139.1	(1.5)	139.1	(1.5)
Recreation	0.4		0.4	
Public Health Services	<u>36.7</u>	<u>(0.4)</u>	<u>32.4</u>	<u>(4.7)</u>
Total Healthy and Safe Communities	\$317.6	(\$2.9)	\$308.5	(\$12.1)
New and Discontinued Programs				
(Do not impact net levy)				
New Public Health Program (Dental) ¹	\$2.2		\$2.2	\$2.2
New and Replaced Housing Programs (COCHI, OHPI and IAH) ²	\$8.7	\$5.8	\$3.8	\$0.9
Discontinued Ontario Works Program (ASI) ³	\$0.7	\$0.4		(\$1.1)

Anomalies due to rounding

Notes:

- 1 Public Health Services, Dental Funding for Low Income Seniors is a new program
- 2 Housing Services, The Investment in Affordable Housing (IAH) funding is being eliminated and replaced with Ontario Priorities Housing Initiative (OPHI) funding, Canada-Ontario Community Housing Initiative (COCHI) funding is also being introduced as a new program
- 3 Ontario Works, Addiction Services Initiative (ASI) pilot program is being discontinued

Children's Services and Neighborhood Development

The Province reversed its decision to change funding for 2019 and as a result, the shortfall for 2019 of \$3.4 M that was previously reported has now been confirmed as additional funding of about \$1.1 M. This is due to increased funding for the Expansion Plan, Wage Enhancement and Licensed Home Childcare funding for a total increase of \$2.8 M, offset by a shortfall of \$ 1.7 for the Fee Stabilization Support and General Child Care Allocation. The shortfall for 2020 is still expected to be at least \$3.4 M. The Province is updating the funding formula and municipal cost share requirements and full details on these impacts are not known at this time. The Ministry of Education will provide further details on these changes when they release the 2019 Service Agreement and the Ontario Child Care Service Management and Funding Guidelines which the City has not yet received.

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

SUBJECT: Impact of Provincial Policy Changes (FCS19053) (City Wide) – Page 5 of 7

Housing Services Division

As previously reported, staff has received confirmation for most of the programs resulting in minimal changes to the budgeted amounts. For existing programs, the 2019 shortfall is less than \$0.1 M which is related to a slight adjustment in the Strong Communities Rent Supplement Program while for 2020 there is an increase in Community Homelessness Prevention Initiative of about \$0.2 M, netting to an increase of just over \$0.1 M.

As previously reported, Housing Services is receiving funding for two new programs that were not included in the 2019 budget, the Canada Ontario Community Housing Initiative and Ontario Priorities Housing Initiative for a total of \$5.8 M in 2019 and \$3.8 M in 2020. As a result, the Investment in Affordable Housing program is being discontinued in 2020 resulting in a shortfall of about \$2.9 M for a net impact of a \$1.0 M increase for 2020.

Long-Term Care

Staff previously reported a funding shortfall of about \$0.4 M annually. Since then, staff has received additional information from the Ministry. The Ministry has provided confirmation of our Case Mix Index (CMI) and Level of Care (LOC) per diem funding to enhance direct care services, as well as, to support other operating costs. The funding levels for these programs are \$0.2 M higher than expected. As of August 1, 2019, the Ministry has also discontinued Structural Compliance funding, High Wage Transition Funding and Pay Equity funding. The shortfall related to these programs is \$0.4 M for 2019 and \$0.9 M for 2020. The total shortfall for Long-Term Care is expected to be about \$0.1 M for 2019 and \$0.7 M for 2020.

Hamilton Paramedic Services

The Province reversed its decision to change funding for 2019. However, prior to this announcement, a funding letter was received indicating a shortfall of \$1.9 M for 2019, significantly higher than the shortfall staff had previously reported of \$700 K. Details revealed that funding would be frozen at 2018 levels and, therefore, the enhancements from 2018 and 2019 will not receive 50% cost sharing. Until additional information is received, staff is assuming an annual short fall of \$1.9 M.

Ontario Works

Report HCS19023 estimated a 2019 impact of \$2.0 M comprised of \$1.5 M due to the Province's expected freeze of 50/50 funding and \$0.5 M due to the discontinuation of the Addiction Services Initiative (ASI) program starting July of 2019.

Staff is still expecting the funding amounts to be frozen at the actual 2018 levels received for Ontario Works 50/50 funding and the Employment Assistance Program resulting in an annual shortfall of \$1.5 M for both 2019 and 2020.

SUBJECT: Impact of Provincial Policy Changes (FCS19053) (City Wide) – Page 6 of 7

With respect to the ASI program, the estimated funding reduction is \$0.5 M for 2019 and \$1.1 M annually. This is not included in the figure above as corresponding expenditures will also be reduced resulting in no net levy change for the City.

Recreation

There have been no changes since Report HSC19023 and the City is still expecting Provincial funding levels to remain the same at \$0.4 M.

Public Health Services

The Province reversed its decision to change funding for 2019, as a result the previously estimated 2019 shortfall of \$2.4 M has been reduced to a shortfall of \$0.4 M. The \$0.4 M represents one-time funding that will not be received and other minor program funding changes. A larger shortfall of \$4.7 M is expected in 2020 due to a shift in the funding formula to a 70/30 split along with a loss of one-time funding for some programs (previously a mix of 75/25 and 100%).

Bill 108

On June 6, 2019 staff submitted FCS19057 / LS19023, “Bill 108 *More Homes, More Choice Act, 2019*” - Schedule 3 Comment Submission” to Audit, Finance and Administration Committee. The Province tabled Bill 108 and invited comments from stakeholders with a short timeline, requiring comments to be submitted by June 1, 2019.

Key changes to the *Development Charge Act* (DC Act) through Bill 108:

- Removal of “soft services” from the DC Act;
- Expand the mandatory exemption for secondary or ancillary dwelling units in a manner that has not yet been prescribed;
- Delay the payment of DCs for several forms of development;
- Freeze the DC rate at the later of site plan or zoning application; and
- A proposed new *Planning Act*, Section 37 which removes density bonusing provisions and combines the soft services being removed from the DC Act and parkland dedication collected under Section 42 of the *Planning Act* into one new consolidated charge.

The Bill may have budget implications for 2020 and beyond, highlighted below.

Development Charges

Bill 108 proposes changes to the DC Act that may reduce the amount that can be recovered through development charges for soft services. Reducing or eliminating this part of the fees would shift the cost of infrastructure from development to existing taxpayers. A review of pending regulations is required to estimate the impact.

SUBJECT: Impact of Provincial Policy Changes (FCS19053) (City Wide) – Page 7 of 7

The changes may impact how the City applies exemptions. Staff currently estimate this change as having a potential \$2.0 M tax levy impact starting in 2020.

Planning Process

Related to the changes that Bill 108 proposes to the DC Act, it is expected that additional administration support, in the form of full-time equivalent positions (FTEs), will be required to support the effective implementation and management of the proposed Bill 108 changes.

Reduced timelines for development approvals would have a staffing impact. Additional information is required before an estimate of staffing and cost can be made. Also, staff expects additional workload impacts due to changes that would permit applications for developer-initiated urban boundary expansions (which previously had not been permitted). It is anticipated that the changes may result in more frequent appeals to the Local Planning Appeal Tribunal (LPAT) which would have staffing implications as well.

The specific details on these costs will be assessed once the regulations are released by the Province and will be presented through a staff report later this year or as part of the 2020 budget process.

APPENDICES AND SCHEDULES ATTACHED

None.

TH/AT/dt



Hamilton

**BUSINESS IMPROVEMENT AREA ADVISORY COMMITTEE
REPORT 19-006
8:00 a.m.
Tuesday, June 11, 2019
Rooms 192 & 193
Hamilton City Hall
71 Main Street West**

- Present:** Councillor Esther Pauls (Chair)
Kerry Jarvi – Downtown Hamilton BIA
Cristina Geissler – Concession Street BIA
Rachel Braithwaite – Barton Village BIA
Tracy MacKinnon – Westdale Village BIA and Stoney Creek BIA
Susie Braithwaite – International Village BIA
Jennifer Mattern – Ancaster BIA
Heidi VanderKwaak – Locke Street BIA
- Absent:** Bender Chug – Main West Esplanade BIA
Anne Marie Bergen – King West BIA
Catherine Johnston – Ottawa Street BIA
Lisa Anderson – Dundas BIA
Susan Pennie – Waterdown BIA

**THE BUSINESS IMPROVEMENT AREA ADVISORY COMMITTEE PRESENTS
REPORT 19-006 AND RESPECTFULLY RECOMMENDS:**

1. Business Improvement Area Advisory Committee Working Group for the 2021 Grey Cup (Added Item 8.1)

That a Business Improvement Area working group be established to work with the Hamilton Tiger-Cats Football Club for the 2021 Grey Cup.

2. Increased Community Policing and Engagement Within the Business Improvement Areas (Item 9.2)

That the Hamilton Police Services Board be requested to investigate the feasibility of more community policing and engagement within the Business Improvement Area's across the City and respond back to the Business Improvement Area Advisory Committee.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Committee Clerk advised that there were no changes to the agenda.

That the agenda for the June 11, 2019 Business Improvement Area Advisory Committee meeting be approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) May 14, 2019 (Item 4.1)

That the May 14, 2019 Minutes of the Business Improvement Area Advisory Committee be approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

(i) Matt Afinec, Hamilton Tiger-Cats Football Club, respecting the 2021 Grey Cup (For today's meeting) (Item 6.1)

That the delegation request from Matt Afinec, Hamilton Tiger-Cats Football Club, respecting the 2021 Grey Cup, be approved for today's meeting.

(e) PUBLIC HEARINGS / DELEGATIONS (Item 8)

(i) Matt Afinec, Hamilton Tiger-Cats Football Club, respecting the 2021 Grey Cup (Added Item 8.1)

Matt Afinec and Gerry Fonzo, Hamilton Tiger-Cats Football Club, addressed the Committee respecting the 2021 Grey Cup, with the aid of a presentation and a video.

That the delegation from Matt Afinec and Gerry Fonzo, Hamilton Tiger-Cats Football Club, respecting the 2021 Grey Cup, be received.

A copy of the presentation and video is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(f) STAFF PRESENTATIONS (Item 9)

(i) Graffiti Management & Enforcement Update (Item 9.1)

Cindy Heuck, Student Coordinator, addressed the Committee respecting an update on Graffiti Management and Enforcement.

That the staff update respecting Graffiti Management and Enforcement, be received.

(ii) Graffiti Management & Crime Prevention Through Environmental Design (Item 9.2)

Police Constable Ray Wong, Hamilton Police Services, addressed the Committee respecting an update on Graffiti Management and Crime Prevention through Environmental Design.

That the staff update respecting Graffiti Management and Crime Prevention through Environmental Design, be received.

(iii) Employment Survey Update (Item 9.3)

Angela Monaco, Senior Information Systems Planner, addressed the Committee respecting an update on the Employment Survey, with the aid of a presentation.

That the staff update respecting the Employment Survey, be received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(g) GENERAL INFORMATION/OTHER BUSINESS (Item 13)

(i) Update from Julia Davis, Business Development and BIA Officer (Item 13.1)

Julia Davis advised Committee that all draft financials have been received and dates that they will be presented to board meetings have been determined. Please let Julia know once they've been approved.

There will be collateral available for the Spend It Here Campaign and Shop Small Saturday, and the dates will be late in the third quarter or early fourth quarter.

The preliminary meeting with Hamilton Municipal Parking System to discuss the Master Parking Plan was well attended and all feedback was noted. There will be upcoming meetings and Julia will keep the Committee informed.

Hamilton Newcomer Day will be June 14th at City Hall and last year over 1,000 people attended. Please come out and support this event.

The 2019 Urban Design & Architecture Award submissions are due by 4:00p.m. on June 14th, 2019.

That the verbal update from Julia Davis, Business Development and BIA Officer, be received.

(ii) Statements by Members (Item 13.2)

BIA Members used this opportunity to discuss matters of general interest.

That the updates from Committee Members, be received.

(h) ADJOURNMENT (Item 15)

That there being no further business, the Business Improvement Area Advisory Committee be adjourned at 10:04 a.m.

Respectfully submitted,

Councillor Esther Pauls
Chair Business Improvement Area
Advisory Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk



AIRPORT SUB-COMMITTEE REPORT 19-003

**1:00 p.m.
June 21, 2019
Rooms 192 & 193
Hamilton City Hall
71 Main Street West**

Present: Councillors B. Johnson (Co-Chair), L. Ferguson (Co-Chair), J.P. Danko, J. Partridge, E. Pauls, and M. Pearson

Absent with Regrets: Mayor F. Eisenberger – City Business
Councillor T. Whitehead – Personal

THE AIRPORT SUB-COMMITTEE PRESENTS REPORT 19-003 AND RESPECTFULLY RECOMMENDS:

1. Property Acquisition and Lease Negotiations for the John C. Munro Hamilton International Airport (PED19136) (City Wide) (Item 14.3)

That the contents of Report PED19136, respecting the Property Acquisition and Lease Negotiations for the John C. Munro Hamilton International Airport remain confidential.

2. Sub-Lease Negotiations for the John C. Munro Hamilton International Airport (PED19137) (City Wide) (Item 14.4)

That the contents of Report PED19137, respecting Sub-Lease Negotiations for the John C. Munro Hamilton International Airport including recommendations, remain confidential.

3. Consultant Support for Lease Negotiations Between the City of Hamilton and TradePort International Inc. for the John C. Munro Hamilton International Airport (PED19135) (City Wide) (Item 14.5)

That the contents of Report PED19135, respecting Consultant Support for Lease Negotiations between the City of Hamilton and TradePort International Inc. for the John C. Munro Hamilton International Airport including recommendations, remain confidential.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Committee Clerk advised that there were no changes to the agenda.

The agenda for the June 21, 2019 Airport Sub-Committee meeting was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) Airport Sub-Committee Minutes

The following Airport Sub-Committee Minutes were approved, as presented:

- (1) March 29, 2018 Minutes 19-001 (Item 4.1)
- (2) March 29, 2018 Minutes 19-002 (Item 4.2)

(d) PRESENTATIONS (Item 9)

(i) John C. Munro Hamilton International Airport Quarterly Update - The Runway (Item 9.1)

Cathie Puckering, President and CEO, John C. Munro Hamilton International Airport, addressed the Committee respecting the John C. Munro Hamilton International Airport Quarterly Update - The Runway, with the aid of a presentation. A copy of the presentation has been included in the official record.

The presentation from Cathie Puckering respecting the John C. Munro Hamilton International Airport Quarterly Update - The Runway, was received.

A copy of the presentation is available at www.hamilton.ca.

(e) MOTIONS (Item 11)

(i) Vantage Airport Group Climate Change Initiative (Item 11.1)

The following motion was DEFEATED:

WHEREAS, the City of Hamilton has declared a climate emergency with a mandate to achieve net zero carbon emissions before 2050;

WHEREAS, TradePort International Corporation as a subsidiary of Vantage Airport Group has a mandate from the City of Hamilton to operate John C. Munro Hamilton International Airport and grow passenger and cargo volumes in order to maximize the economic potential of the airport and surrounding Airport Employment Growth District (AEGD);

WHEREAS, the City of Hamilton is currently in negotiations to extend the current Head Lease between the City and TradePort (Vantage Airport Group);

WHEREAS, the City of Hamilton recognizes that climate action and the low-carbon transition represents a massive opportunity for economic stimulation and growing job opportunities in the new low-carbon economy;

WHEREAS, air travel and air cargo have a significant inherent carbon footprint;

WHEREAS, John C. Munro Hamilton International Airport is ranked as North America's fastest growing airport and is known as Canada's busiest overnight express cargo airport;

WHEREAS, air travel passengers and air cargo consumers are increasingly concerned about the carbon footprint of their consumption choices;

WHEREAS, Greater Moncton Romeo LeBlanc International Airport under management by Vantage Airport Group has achieved Airport Carbon Accreditation Level 2 – Reduction and is working towards Level 3 – Optimization;

WHEREAS, increased uncertainty, severity and frequency of extreme weather events as a result of climate change have been observed in the Hamilton area and are projected to increase into the future;

WHEREAS, air travel and air cargo operations are vulnerable to unforeseen severe weather events and disruptions caused by such events could result in significant travel disruptions and monetary losses; and,

WHEREAS, London Luton Airport and Cardiff Airport as comparator airports have commissioned climate change studies to identify the resiliency of their operations to future climate change impacts;

THEREFORE BE IT RESOLVED:

- (a) That the City of Hamilton request that Vantage Airport Group commit to the implementation of the four stage Airport Carbon Accreditation program (or agreed alternative) at John C. Munro Hamilton International Airport, with the goal of achieving net-zero carbon emissions before 2050;
- (b) That the City of Hamilton request that Vantage Airport Group commit to an evaluation of the resiliency and preparedness of their operations and assets due to potential climate change impacts and develop a prioritised risk assessment and adaptation plan; and,
- (c) That the City of Hamilton negotiating team include these actions as part of the current negotiations to extend the Head Lease between the City and TradePort (Vantage Airport Group).

(f) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Airport Sub-Committee Closed Session Minutes

That the following Airport Sub-Committee Closed Session Minutes be approved, as presented:

- (1) March 29, 2018 Closed Minutes 19-001 (Item 14.1)
- (2) March 29, 2018 Closed Minutes 19-002 (Item 14.2)

The Committee moved into Closed Session respecting Items 14.3, 14.4 & 14.5 Pursuant to Section 8.1, Sub-sections (a), (c) and (k) of the City's Procedural By-law 18-270; and, Section 239(2), Sub-sections (a), (c) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to the security of the property of the municipality or local board; a proposed or pending acquisition or disposition of land by the municipality or local board; and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

(ii) Property Acquisition and Lease Negotiations for the John C. Munro Hamilton International Airport (PED19136) (City Wide) (Item 14.3)

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 1.

(iii) Sub-Lease Negotiations for the John C. Munro Hamilton International Airport (PED19137) (City Wide) (Item 14.4)

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 2.

(iv) Consultant Support for Lease Negotiations Between the City of Hamilton and TradePort International Inc. for the John C. Munro Hamilton International Airport (PED19135) (City Wide) (Item 14.5)

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 3.

(g) ADJOURNMENT (Item 15)

There being no further business, the Airport Sub-Committee, was adjourned at 2:32 p.m.

Respectfully submitted,

Councillor B. Johnson, Co-Chair
Airport Sub-Committee

Lisa Chamberlain
Legislative Coordinator
Office of the City Clerk



Hamilton

**REPORT 19-001
NON-UNION COMPENSATION SUB-COMMITTEE**

11:00 a.m.

June 24, 2019

Council Chambers, City Hall

71 Main Street West

Present: Councillors L. Ferguson (Chair), M. Pearson (Vice Chair)

Absent: Councillor T. Whitehead - Personal

**THE NON-UNION COMPENSATION SUB-COMMITTEE PRESENTS REPORT 19-001
AND RESPECTFULLY RECOMMENDS:**

1. Appointment of Chair and Vice Chair (Item A)

- (a) That Councillor L. Ferguson be appointed as Chair of the Non-Union Compensation Sub-Committee for the balance of the 2018-2022 term of Council; and,
- (b) That Councillor M. Pearson be appointed as Vice Chair of the Non-Union Compensation Sub-Committee for the balance of the 2018-2022 term of Council.

2. 2019 Non-Union Management & Professional Exempt Group Compensation (HUR19014) (City Wide) (Item 8.2)

That the contents of Report HUR19014, respecting the compensation of the Non-Union Management & Professional Exempt Group of employees, remain confidential until approved by Council.

FOR INFORMATION:**(a) CHANGES TO THE AGENDA (Item 1)**

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

- A. Appointment of Chair and Vice Chair

The agenda of the June 24, 2019 Non-Union Compensation Sub-Committee was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)**(i) September 6, 2017 (Item 3.1)**

The Minutes of the September 6, 2017 meeting of the Non-Union Compensation Sub-Committee were approved, as presented.

(d) PRIVATE AND CONFIDENTIAL (Item 9)**(i) Closed Session Minutes – September 6, 2017 (Item 9.1)**

- (a) The Closed Session Minutes of the September 6, 2017, meeting of the Non-Union Compensation Sub-Committee were approved, as presented; and,
- (b) The Closed Session Minutes of the September 6, 2017, meeting of the Non-Union Compensation Sub-Committee shall remain confidential and restricted from public disclosure.

The Non-Union Compensation Sub-Committee moved into Closed Session, respecting Item 8.2, pursuant to Section 8.1, Sub-sections (b) and (d) of the City's Procedural By-law 14-300, and Section 239(2), Sub-sections (b) and (d) of the *Municipal Act*, 2001, as amended, as the subject matter pertains personal matters about an identifiable individual, including City employees; and, labour relations or employee negotiations.

(e) ADJOURNMENT (Item 6)

There being no further business, the Non-Union Compensation Sub-Committee adjourned at 11:27 a.m.

Respectfully submitted,

L. Ferguson, Chair
Non-Union Compensation Sub-Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk



Hamilton

AFFORDABLE HOUSING SITE SELECTION SUB-COMMITTEE

REPORT 19-001

3:00 p.m.

Thursday, June 18, 2019

Room 830, 8th Floor, Hamilton City Hall

71 Main Street West

Present: C. Collins (Chair)
Councillors J. Farr, N. Nann (Vice Chair)

Also Present: Councillor A. VanderBeek

**Absent with
Regrets** Councillor M. Wilson – Personal

**THE AFFORDABLE HOUSING SITE SELECTION SUB-COMMITTEE PRESENTS
REPORT 19-001 AND RESPECTFULLY RECOMMENDS:**

1. Appointment of Chair and Vice Chair (Item 1)

- (a) That Councillor C. Collins be appointed Chair of the Affordable Housing Site Selection Sub-Committee, for the 2018-2022 term; and ;
- (b) That Councillor N. Nann be appointed Vice-Chair of the Affordable Housing Site Selection Sub-Committee, for the 2018-2022 term.

2. Properties and Process for Disposition of Lands for Affordable Housing (PED17219(a)) (City Wide)

That Report PED17219(a), respecting Properties and Process for Disposition of Lands for Affordable Housing, be received.

3. Affordable Housing Initiative - 191 York Boulevard (PED19133) (Ward 2) (Item 14.1)

That the entirety of Report PED19133, respecting an Affordable Housing Initiative - 191 York Boulevard, remain confidential.

4. Disposition and Transaction Strategies to Achieve Affordable Housing At 60 Caledon Avenue (PED19134) (Ward 8) (Item 14.2)

That the entirety of Report PED19134, respecting Disposition and Transaction Strategies to Achieve Affordable Housing At 60 Caledon Avenue, remain confidential.

5. Disposition Strategy - Portion of Wentworth Lodge Lands (PED19138) (Ward 13) (Item 14.3)

That the entirety of Report PED19138, respecting Disposition Strategy - Portion of Wentworth Lodge Lands, remain confidential.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Clerk advised the sub-committee of the following change to the agenda:

1. APPOINTMENT OF CHAIR AND VICE CHAIR (Item 1)

The agenda for the June 18, 2019 meeting of the Affordable Housing Site Selection Sub-Committee, was approved as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) February 15, 2019 (Item 3.1)

The Minutes of the February 15, 2018 meeting of the Affordable Housing Site Selection Sub-Committee, were approved, as presented.

(d) PRIVATE AND CONFIDENTIAL (Item 14)

The Committee moved into Closed Session for Item 14.1, Affordable Housing Initiative - 191 York Boulevard (PED19133) (Ward 2), 14.2, Disposition and Transaction Strategies to Achieve Affordable Housing At 60 Caledon Avenue (PED19134) (Ward 8) and 14.3, Disposition Strategy - Portion of Wentworth Lodge Lands (PED19138) (Ward 13), pursuant to Section 8.1, Sub-sections (c) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (c) and (k), of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land for City

purposes; and a position, plan, procedure, criteria or instruction to be applied to any negotiations on or to be on by or on behalf of the municipality.

(i) Affordable Housing Initiative - 191 York Boulevard (PED19133) (Ward 2) (Item 14.1)

For further disposition, refer to Item 3.

(ii) Disposition and Transaction Strategies to Achieve Affordable Housing At 60 Caledon Avenue (PED19134) (Ward 8) (Item 14.2)

For further disposition, refer to Item 4.

(iii) Disposition Strategy - Portion of Wentworth Lodge Lands (PED19138) (Ward 13) (Item 14.3)

For further disposition, refer to Item 5.

(e) ADJOURNMENT (Item 15)

There being no further business, the Affordable Housing Site Selection Sub-Committee adjourned at 4:45 p.m.

Respectfully submitted,

Councillor C. Collins, Chair
Affordable Housing Site Selection
Sub-Committee

Loren Kolar
Legislative Coordinator
Office of the City Clerk



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Economic Development Division

TO:	School Board Property Sub-Committee
COMMITTEE DATE:	June 24, 2019
SUBJECT/REPORT NO:	Hamilton-Wentworth District School Board Property at 155 Macassa Avenue, Hamilton (PED19139) (Ward 7)
WARD(S) AFFECTED:	Ward 7
PREPARED BY:	Raymond Kessler (905) 546-2424 Ext 7022
SUBMITTED BY:	Glen Norton Director, Economic Development Planning and Economic Development Department
SIGNATURE:	

RECOMMENDATION

- (a) That staff be authorized and directed to advise the Hamilton-Wentworth District School Board (HWDSB) that the City of Hamilton has no interest in acquiring its property located at 155 Macassa Avenue, Hamilton, as shown on Appendix “A” attached to Report PED19139;
- (b) That staff be directed to advise the (HWDSB) of the City of Hamilton’s site development requirements as identified in Appendix “B” attached to Report PED19139.

EXECUTIVE SUMMARY

On April 18, 2019, the Hamilton-Wentworth District School Board (HWDSB) advised the City of its intention to sell its property located at 155 Macassa Avenue, Hamilton, which has been previously used as a school. Based on circulation of the property to stakeholders, and consideration by Portfolio Management Committee (PMC), staff deem the potential acquisition of the subject property to not be in the interest of the City.

Alternatives for Consideration – See page 3

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: N/A

SUBJECT: Hamilton-Wentworth District School Board Property – 155 Macassa Avenue, Hamilton (PED19139) (Ward 7) - Page 2 of 4

Staffing: N/A

Legal: N/A

HISTORICAL BACKGROUND

At the June 5, 2012 Planning Committee and subsequent City Council meeting of June 13, 2012, a motion was approved to establish a Sub-committee of City Council to review those school board properties being declared surplus for disposition by a school board and report back to the General Issues Committee (GIC) with recommendations, including a financial strategy for potential acquisitions.

On April 18, 2019, HWDSB provided written notice to the City of its Proposal to Sell Real Property located at 155 Macassa Avenue, Hamilton, in accordance with Ontario Regulation 444/98. The City and other preferred agencies have 90 days to respond to the HWDSB as to whether or not they have an interest in acquiring the property.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

The HWDSB, like other school boards in the Province, follows a formal established property disposal protocol for surplus Board owned properties that are intended to be sold, as governed by Section 194(3) of the *Ontario Education Act* and Ontario Regulation 444. Under this protocol, the HWDSB circulates notice of the proposed property sale to preferred agents including the City (as per Ontario Regulation 444).

City Council adopted principles (Portfolio Management Strategy, 2004) for property acquisition states *“Property will be acquired in support of an approved program only. A budget item must be approved for the program, including the costs of the real property and operational impact, before action is taken to acquire property.”*

In keeping with general municipal protocol related to potential surplus school sites, the School Board Sub-Committee is to establish and recommend direction with respect to all surplus school sites that may come available.

RELEVANT CONSULTATION

On April 24, 2019, Real Estate staff circulated a memorandum to all City Departments and relevant stakeholders concerning the HWDSB’s proposal to sell its property at 155 Macassa Avenue, Hamilton, in order to elicit their comments or future interest in acquisition of the property. There was no interest expressed in this property.

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

SUBJECT: Hamilton-Wentworth District School Board Property – 155 Macassa Avenue, Hamilton (PED19139) (Ward 7) - Page 3 of 4

ANALYSIS AND RATIONALE FOR RECOMMENDATION

The property being offered has a building gross floor area of approximately 19,644 ft² (1,825 m²). It is located on the north side of Macassa Avenue, west of Upper Gage Avenue, and is improved with a school building.

Following consideration of comments from circulation stakeholders, there is no City requirement to justify the purchase of this school site. The local Ward Councillor has represented the local resident community support for and interest in acquiring the subject property. Landscape Architectural Services advised that acquiring 155 Macassa Avenue for use as parkland would result in a surplus of parkland being dedicated to the surrounding neighbourhood based on City policy.

City Divisions have provided valuable information respecting guidelines for the future use of the site. Staff will share this information with the HWDSB.

ALTERNATIVES FOR CONSIDERATION

Should Council determine that it wishes to pursue the potential acquisition of the property, staff would recommend the following:

- (a) That staff be authorized and directed to advise the HWDSB of the City's interest in the potential acquisition of the lands located at 155 Macassa Avenue, Hamilton, legally described as Part of Lot 7, Concession 5 Barton, Part 2 on Plan 62R19152, City of Hamilton forming all of PIN 17007-0170, as shown on Appendix "A" attached to Report PED19139;
- (b) That staff be authorized and directed to complete due diligence work, including appraisal, designated substance survey, building condition assessment, and demolition cost estimate work in preparation for the potential acquisition of the HWDSB lands located at 155 Macassa Avenue, Hamilton;
- (c) That all costs related to the due diligence and feasibility investigation, to an upset amount of \$50 K, for the potential acquisition of the HWDSB lands located at 155 Macassa Avenue, Hamilton, be authorized and funded from Ward 7 Capital Infrastructure Reserve Account No. 108057; and,
- (d) That staff be directed to report back on an acquisition and funding strategy for the HWDSB lands located at 155 Macassa Avenue, Hamilton.

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

SUBJECT: Hamilton-Wentworth District School Board Property – 155 Macassa Avenue, Hamilton (PED19139) (Ward 7) - Page 4 of 4

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Community Engagement & Participation

Hamilton has an open, transparent and accessible approach to City government that engages with and empowers all citizens to be involved in their community.

Our People and Performance

Hamiltonians have a high level of trust and confidence in their City government

APPENDICES AND SCHEDULES ATTACHED

Appendix “A”–Location Map

Appendix “B”–Site Development Requirements

CH/sd

OUR Vision: To be the best place to raise a child and age successfully.

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Location Map

155 Macassa Avenue



SITE DEVELOPMENT REQUIREMENTS

Planning and Economic Development Department

<p>Building, Engineering & Zoning Building Division</p>	<ul style="list-style-type: none"> • Building Division records indicate that the recognized use is a school of learning, which is permitted. • Variance # 1 of Minor Variance File # HM/A-11:224 permitted one classroom to be used by the Ontario Genealogical Society. • Permitted uses and applicable zone provisions shall be in accordance with the "C" district of Hamilton Zoning By-law No. 6593. • The lands may be subject to Site Plan Control. • Demolition Permit # 18-121473, issued on July 19, 2018, (To remove one (1) stand-alone portable from the site "Vincent Massey School") remains not finalized. • Order to Comply Folder #18-132190, dated August 22, 2018, is outstanding. • All proposed development is subject to the issuance of a building permit in the normal manner. Demolition of the existing building is subject to the issuance of a demolition permit in the normal manner.
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Hamilton

SCHOOL BOARD PROPERTIES SUB-COMMITTEE

MINUTES 19-001

Monday, June 24, 2019

1:00 p.m.

Rooms 192 and 193

Hamilton City Hall, 71 Main Street West

Present: Councillor C. Collins (Chair)
Councillors S. Merulla (Vice Chair), T. Jackson, J. Partridge and T. Whitehead

Also Present: Councillor E. Pauls

THE FOLLOWING ITEMS WERE REFERRED TO THE GENERAL ISSUES COMMITTEE FOR CONSIDERATION:

1. Appointment of Chair and Vice Chair (Item 1)

(Partridge/Jackson)

- (a) That Councillor C. Collins be appointed as Chair of the School Board Properties Sub-Committee, for the 2018-2022 term; and,
- (b) That Councillor S. Merulla be appointed as Vice-Chair of the School Board Properties Sub-Committee, for the 2018-2022 term.

CARRIED

2. Hamilton-Wentworth District School Board Property at 155 Macassa Avenue, Hamilton (PED19139) (Ward 7) (Item 10.1)

(Jackson/Partridge)

- (a) *That staff be authorized and directed to advise the Hamilton Wentworth District School Board of the City's interest in the potential acquisition of the lands located at 155 Macassa Avenue, Hamilton, legally described as Part of Lot 7, Concession 5 Barton, Part 2 on Plan 62R19152, City of Hamilton forming all of PIN 17007-0170, as shown on Appendix "A" attached to Report PED19139;*
- (b) *That staff be authorized and directed to complete due diligence work, including appraisal, designated substance survey, building condition assessment, and demolition cost estimate work in preparation for the*

potential acquisition of the Hamilton Wentworth District School Board lands located at 155 Macassa Avenue, Hamilton;

- (c) *That all costs related to the due diligence and feasibility investigation, to an upset amount of \$50 K, for the potential acquisition of the Hamilton Wentworth District School Board lands located at 155 Macassa Avenue, Hamilton, be authorized and funded from Ward 7 Capital Infrastructure Reserve Account No. 108057; and,*
- (d) *That staff be directed to report back on an acquisition and funding strategy for the Hamilton Wentworth District School Board lands located at 155 Macassa Avenue, Hamilton.*

Main Motion As Amended CARRIED

3. Motion respecting the Potential Acquisition of 16 Broughton Avenue East (Broughton East Park) (Item 14.1)

(Jackson/Whitehead)

That the motion respecting the Potential Acquisition of 16 Broughton Avenue East (Broughton East Park), remain confidential.

CARRIED

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Clerk advised that there were no changes to the agenda.

(Jackson/Partridge)

That the agenda for the June 24, 2019 meeting of the School Board Properties Sub-Committee be approved, as presented.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) August 29, 2018 (Item 3.1)

(Merulla/Partridge)

That the Minutes of the August 29, 2018 meeting of the School Board Properties Sub-Committee be approved, as presented.

CARRIED

(d) DISCUSSION ITEMS (Item 10)

- (i) Hamilton-Wentworth District School Board Property at 155 Macassa Avenue, Hamilton (PED19139) (Ward 7) (Item 10.1)**

(Jackson/Partridge)

That a sub-section (a) and (b) be deleted from Report PED19139, respecting Hamilton-Wentworth District School Board Property at 155 Macassa Avenue, Hamilton, in their entirety, and replaced with the following:

- (a) *That staff be authorized and directed to advise the Hamilton Wentworth District School Board of the City's interest in the potential acquisition of the lands located at 155 Macassa Avenue, Hamilton, legally described as Part of Lot 7, Concession 5 Barton, Part 2 on Plan 62R19152, City of Hamilton forming all of PIN 17007-0170, as shown on Appendix "A" attached to Report PED19139;***
- (b) *That staff be authorized and directed to complete due diligence work, including appraisal, designated substance survey, building condition assessment, and demolition cost estimate work in preparation for the potential acquisition of the Hamilton Wentworth District School Board lands located at 155 Macassa Avenue, Hamilton;***
- (c) *That all costs related to the due diligence and feasibility investigation, to an upset amount of \$50 K, for the potential acquisition of the Hamilton Wentworth District School Board lands located at 155 Macassa Avenue, Hamilton, be authorized and funded from Ward 7 Capital Infrastructure Reserve Account No. 108057; and,***
- (d) *That staff be directed to report back on an acquisition and funding strategy for the Hamilton Wentworth District School Board lands located at 155 Macassa Avenue, Hamilton.***
AMENDMENT CARRIED

For further disposition of this matter, refer to Item 2.

(e) PRIVATE AND CONFIDENTIAL (Item 14)

(Whitehead/Partridge)

That the Committee move into Closed Session respecting Item 14.1 Pursuant to Section 8.1, Sub-sections (c) and (k) of the City's Procedural By-law 18- 270, and Section 239(2), Sub-sections (c) and (k), of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land for City purposes; and a position, plan, procedure, criteria or

instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality.

CARRIED

(i) Motion respecting the Potential Acquisition of 16 Broughton Avenue East (Broughton East Park) (Item 14.1)

For further disposition, please refer to Item 3.

(f) ADJOURNMENT (Item 15)

(Whitehead/Partridge)

That there being no further business, the School Board Properties Sub-Committee be adjourned at 1:27 p.m.

CARRIED

Respectfully submitted,

Councillor C. Collins, Chair
School Board Properties Sub-
Committee

Loren Kolar
Legislative Coordinator
Office of the City Clerk



Hamilton

FACILITY NAMING SUB-COMMITTEE REPORT 19-001

Tuesday, June 25, 2019

1:30 p.m.

**Room 192, Hamilton City Hall
71 Main Street West**

Present: Councillor M. Pearson (Chair),
Councillors S. Merulla and L. Ferguson

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

THE FACILITY NAMING SUB-COMMITTEE PRESENTS REPORT 19-001 AND RESPECTFULLY RECOMMENDS:

1. Appointment of Chair and Vice Chair (Item 1)

- (a) That Councillor M. Pearson be appointed Chair of the Facility Naming Sub-Committee for the 2018-2022 term; and,
- (b) That Councillor L. Ferguson be appointed Vice Chair of the Facility Naming Sub-Committee for the 2018-2022 term.

2. Naming of Jimmy Howard Park (PW19052) (Ward 5) (Item 10.1)

That the request to rename Beach Boulevard Park #3, 80 Beach Boulevard, to Jimmy Howard Park be approved, as this request meets the guidelines set out in the City of Hamilton Municipal Property and Building Naming Policy.

3. Municipal Property & Building Naming Application - Rick Burjaw Tennis Courts at the Ancaster Tennis Club (Item 10.3)

WHEREAS Rick Burjaw was a member of the Ancaster Tennis Club for over 17 years and President for 8 years;

WHEREAS Mr. Burjaw voluntarily devoted many years to making improvements at the Tennis Club through expansion and growth of the facility; and

WHEREAS the tennis courts located at Village Green Park, 291 Lodor Street, Ancaster currently do not have an existing name;

THEREFORE BE IT RESOLVED:

That the request to name the tennis courts at Village Green Park, located at 291 Lodor Street, Ancaster to "The Rick Burjaw Tennis Courts", be approved, as it meets the guidelines set out in the City of Hamilton Municipal Property and Building Naming Policy.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

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

1. GENERAL INFORMATION / OTHER BUSINESS (Item 13)

13.1 Amendments to the Outstanding Business List

The agenda for the June 25, 2019 meeting of the Facility Naming Sub-Committee, was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) August 15, 2018 (Item 4.1)

The Minutes of the August 15, 2018 Facility Naming Sub-Committee were approved as presented.

(d) DISCUSSION ITEM (Item 10)

(i) Municipal Property & Building Naming Application - Jimmy O'Brien Memorial Skatepark (Item 10.2)

The Municipal Property & Building Naming Application for the Jimmy O'Brien Memorial Skatepark was received; and

Staff were directed to investigate alternate options for the commemoration of Jimmy O'Brien, with members of the O'Brien family.

(e) GENERAL INFORMATION (Item 13)

(i) Amendments to the Outstanding Business List (Item 13.1)

The following amendments to the Outstanding Business List, be approved:

Revised Due Dates:

2016-A

Naming Options for the Recognition of Frank Cooke, former General Manager of the Hamilton Street Railway (May 10, 2016, Item 8.1)

LRT Project Committee

New due date: Q3 2019

2016-B

Naming Option after Brian Timmis, former football player in the Canadian Football League (May 10, 2016, Added Item 9.1)

Due Date: Q3 2018

New Due Date: Q2 2020

2016-D

Naming Options for the late Ivor Wynne, former Chairman of Parks (October 31, 2016, Item 9.4)

Due Date: Q3 2018

New Due Date: Q2 2020

Items removed from the Outstanding Business List:

2016-C

Proposed Renaming of Newlands Park to Rolston Park (from the May 10, 2016 Facility Naming Sub-Committee meeting) (October 31, 2016, Item 9.3)

To be removed from OBL as the request has been abandoned by the requestor

2018-1

Proposed Renaming of Skyway Park to Jimmy Howard Park (August 15, 2018, Item 10.1)

Addressed as Item 10.1 on this agenda

(f) ADJOURNMENT (Item 15)

There being no further business, the Facility Naming Sub-Committee adjourned at 1:47 p.m.

Respectfully submitted,

Councillor M. Pearson, Chair
Facility Naming Sub-Committee

Loren Kolar
Legislative Coordinator
Office of the City Clerk



Hamilton

GOVERNMENT RELATIONS SUB-COMMITTEE

REPORT 19-002

Thursday, June 27, 2019

3:00 p.m.

Council Chambers, 2nd Floor, City Hall

71 Main Street West

-
- Present:** Mayor F. Eisenberger
Councillors S. Merulla (Vice Chair) and B. Clark (Chair)
- Absent:** Councillor T. Whitehead – City Business, N. Nann - Personal
- Also Present:** Lori Dillon, McMaster University
Alexandra Lawson, McMaster University
Aaron Levo, Hamilton Health Sciences
Keanin Loomis, Hamilton Chamber of Commerce
Matteo Patricelli, Flamborough Chamber of Commerce
-

THE GOVERNMENT RELATIONS SUB-COMMITTEE PRESENTS REPORT 19-001 AND RESPECTFULLY RECOMMENDS:

- 1. Appointment of Chair and Vice Chair (Item 1)**
 - (a) That Councillor B. Clark be appointed Chair of the Government Relations Sub-Committee for the 2018-2022 term; and,
 - (b) That Councillor S. Merulla be appointed Vice Chair of the Government Relations Sub-Committee for the 2018-2022 term.

- 2. City of Hamilton Priorities for the 2019 Federal Election (CM19004) (Item 7.1)**

That Report CM19004 respecting City of Hamilton Priorities for the 2019 Federal Election, be received.

- 3. Bill 108 *More Homes, More Choice Act, 2019* (PED19150) (City Wide) (Item 7.2)**

That Report PED19150 respecting Bill 108 *More Homes, More Choice Act, 2019*, be received.

4. Response to the Proposed Provincial Restructuring of Local Public Health Agencies (HSC19038) (City Wide) (Item 7.3)

That Report HSC19038 respecting a Response to the Proposed Provincial restructuring of Local Public Health Agencies, be received.

5. Reaffirmation of the City of Hamilton's Concerns respecting Proposed Restructuring of Local Public Health Agencies (Item 7.3)

(a) That staff be directed to draft correspondence to the Minister of Health to reaffirm the City of Hamilton's concerns with Public Health Service restructuring, and that the correspondence include the following:

- (i) Requesting that the Province focus on Public Health Units that require improvements;
- (ii) Information respecting preventative health measures to eliminate "hallway medicine";
- (iii) Information that underscores the broad mandate of Public Health;

(b) That letters of support respecting the Reaffirmation of the City of Hamilton's Concerns respecting Proposed Restructuring of Local Public Health Agencies be written by the following Official Advisors to the Government Relations Sub-Committee:

- (i) McMaster University
- (ii) Hamilton Chamber of Commerce
- (iii) Flamborough Chamber of Commerce
- (iv) Hamilton Health Services

6. Bill 108 *More Homes, More Choice Act, 2019* respecting Development Charges Act Amendments (FCS19061) (City Wide) (Added Item 7.4)

That Report FCS19061 respecting Bill 108 *More Homes, More Choice Act, 2019* Regarding Development Charges Act Amendments, be received.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Clerk advised that there were no changes to the agenda.

The agenda for the June 27, 2019 meeting was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 3)

None.

(c) APPROVAL OF MINUTES FROM THE PREVIOUS MEETING (Item 4)

(i) June 16, 2016 (Item 4.1)

The Minutes of the June 16, 2016 meeting were approved, as presented.

(d) CONSENT ITEMS (Item 7)

(i) City of Hamilton Priorities for the 2019 Federal Election (CM19004) (Item 7.1)

Staff were directed to add the following items to the City of Hamilton Priorities for the 2019 Election in line with the Federation of Canadian Municipalities (FCM) priorities:

- (i) Digital Technology
- (ii) Broadband Capacity and Investment in Rural and Urban Areas; and
- (iii) Poverty

For further disposition, refer to Item 2.

(ii) Bill 108 *More Homes, More Choice Act, 2019* respecting Development Charges Act Amendments (FCS19061) (City Wide) (Added Item 7.4)

Staff were directed to forward the report scheduled to be presented at the August 15, 2019 Audit, Finance and Administration Committee respecting preliminary information on the Environmental Registry to the members of the Government Relations Sub-Committee, once it is made public.

For further disposition, refer to Item 6.

(e) ADJOURNMENT

There being no further business, the meeting adjourned at 4:06 p.m.

Respectfully submitted,

Councillor B. Clark, Chair
Government Relations Sub-Committee

Loren Kolar
Legislative Co-ordinator
Office of the City Clerk



Hamilton

HAMILTON FUTURE FUND BOARD OF GOVERNORS

REPORT 19-002

Tuesday, June 25, 2019

1:00 p.m.

Council Chambers, Hamilton City Hall

71 Main Street West

Present: Mayor F. Eisenberger
Councillors N. Nann, J. Partridge (Vice-Chair), A. VanderBeek, and
T. Whitehead

T. Weisz (Chair), P. Cherubini, T. Crugnale, M. Dickson,
A. Frisina, J. Kirkpatrick, A. Macaluso, E. Myrie, and S. Parsley

Absent

With Regrets: G. Davis, C. Galindo, and S. Macdonald

THE HAMILTON FUTURE FUND BOARD OF GOVERNORS PRESENTS REPORT 19-002 AND RESPECTFULLY RECOMMENDS:

1. **Deliberations on the Grant Applications received for the November 1, 2018 - January 14, 2019 Opening of the Hamilton Future Fund (Item 10.1)**
 - (a) That the grant application from the Hamilton Malayalee Samajam (Item 10.1.d) for the conversion of a sports field into a cricket field at 1095 Woodburn Road in the amount of \$358,000 be approved;
 - (b) That the grant application from the 91st Highlanders Athletic Association (Item 10.1.a) for the installation of spectator bleachers and an outdoor gazebo structure at the Ray Lewis Track & Field Centre (Mohawk Sports Park) in the amount of \$150,000 be approved;
 - (c) That the grant application from the Ancaster Tennis Club (Item 10.1.b) for the construction of a Tennis Dome in the amount of \$206,000 be approved;
 - (d) That the grant application from the Beach Canal Lighthouse Group (Item 10.1.c) for the Restoration of the Hamilton Beach Strip Canal lighthouse and Keepers house in the amount of \$400,000 be approved conditional on the

transfer of ownership from the federal government to the Hamilton Port Authority; and,

- (e) That the grant application from Compass Community Health (formerly North Hamilton Community Health Centre) (Item 10.1.e) be denied.

FOR INFORMATION:**(a) APPROVAL OF AGENDA (Item 2)**

The Committee Clerk advised that there were no changes to the agenda.

The agenda for the June 25, 2019 meeting of the Hamilton Future Fund Board of Governors was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)**(i) May 25, 2019 (Item 4.1)**

The Minutes of the May 25, 2019 meeting of the Hamilton Future Fund Board of Governors were approved, as presented.

(d) PRESENTATIONS (Item 9)**(i) Presentations from 2018-2019 Grant Applicants (Item 9.1)****(1) 91st Highlanders Athletic Association (Item 9.1.a)**

Kevin Gonci, addressed the Committee respecting the grant application from the 91st Highlanders Athletic Association, with the aid of a presentation.

The presentation from Kevin Gonci, respecting the grant application from the 91st Highlanders Athletic Association, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(2) Ancaster Tennis Club (Item 9.1.b)

Mathieu Koevoets, addressed the Committee respecting the grant application from the Ancaster Tennis Club, with the aid of a presentation and handout.

The presentation from Mathieu Koevoets, respecting the grant application from the Ancaster Tennis Club, was received.

A copy of the presentation and handout is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(3) Beach Canal Lighthouse Group (Item 9.1.c)

Sandy Thomson, addressed the Committee respecting the grant application from the Beach Canal Lighthouse Group, with the aid of a presentation.

The presentation from Sandy Thomson, respecting the grant application from the Beach Canal Lighthouse Group, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(4) Hamilton Malayalee Samajam (Item 9.1.d)

Sony Poulose, addressed the Committee respecting the grant application from the Hamilton Malayalee Samajam, with the aid of a presentation.

The presentation from Sony Poulose, respecting the grant application from the Hamilton Malayalee Samajam, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(5) Compass Community Health (formerly North Hamilton Community Health Centre) (Item 9.1.e)

Brent Esau and Andrew Sweetnam, addressed the Committee respecting the grant application from Compass Community Health (formerly North Hamilton Community Health Centre), with the aid of a presentation and handout.

The presentation from Brent Esau and Andrew Sweetnam, respecting the grant application from Compass Community Health (formerly North Hamilton Community Health Centre), was received.

A copy of the presentation and handout is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(e) DISCUSSION ITEMS (Item 10)

(i) Deliberations on the Grant Applications received for the November 1, 2018 - January 14, 2019 Opening of the Hamilton Future Fund (Item 10.1)

The Board used this time to review the following applications received for the November 1, 2018 - January 14, 2019 opening of the Hamilton Future Fund:

- (a) 91st Highlanders Athletic Association (Item 10.1.a)
- (b) Ancaster Tennis Club (Item 10.1.b)
- (c) Beach Canal Lighthouse Group (Item 10.1.c)
- (d) Hamilton Malayalee Samajam (Item 10.1.d)
- (e) Compass Community Health (formerly North Hamilton Community Health Centre) (Item 10.1.e)

For further disposition of this matter, please refer to Item 1.

(f) ADJOURNMENT (Item 15)

There being no further business, the Hamilton Future Fund Board of Governors was adjourned at 3:57 p.m.

Respectfully submitted,

Thomas Weisz, Chair
Hamilton Future Fund Board of
Governors

Alicia Davenport
Legislative Coordinator
Office of the City Clerk



CITY OF HAMILTON
CORPORATE SERVICES DEPARTMENT
Legal and Risk Management Services Division
and
PUBLIC WORKS DEPARTMENT
Energy, Fleet and Facilities Management Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	July 8, 2019
SUBJECT/REPORT NO:	Hate Related Activities on City of Hamilton Properties (LS19031/PW19068) (City Wide) (Outstanding Business List Item)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Daron Earthy (905) 546-2424 Ext. 4223 Martin Dambeau (905) 546-2424 Ext. 2855 Delfina Duarte (905) 546-2424 Ext. 6627
SUBMITTED BY: SIGNATURE:	Nicole Auty, City Solicitor Legal and Risk Management Services Corporate Services Department
SUBMITTED BY: SIGNATURE:	Rom D'Angelo, Director Energy, Fleet & Facilities Public Works Department

RECOMMENDATION(S)

- (a) That subsequent to internal and external review, Human Resources staff be directed to report back to General Issues Committee with the Hate Incident Prevention Policy and Procedure attached in draft form as Appendix "A" and "B" to Report LS19031/PW19068 respecting Hate Related Activities on City of Hamilton Properties respectively by October 2019;

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SUBJECT: Hate Related Activities on City of Hamilton Properties (LS19031/PW19068) (City Wide) - Page 2 of 10

- (b) That Legal Services staff be directed to prepare a by-law to address the issuance of trespass notices by City Staff for consideration by Council in October 2019;
- (c) That staff be directed to require facilities rental applicants and organizers of assemblies or demonstrations to abide by the Hate Related Incident Prevention Policy;
- (d) That the draft procedure for Notification of Assembly or Demonstration on City of Hamilton Public Spaces attached as Appendix “D” to Report LS19031/PW19068 respecting Hate Related Activities on City of Hamilton Properties, be approved in principle;
- (e) That the recommendations in Corporate Security Office Report CSOR 19-001 attached as Appendix “C” to Report LS19031/PW19068 respecting Hate Related Activities on City of Hamilton Properties, be approved as follows:
 - (i) That Corporate Security Office in coordination with Facility Management, Human Resources and Corporate Communications, produce and post signage to notify all persons entering the City Hall property of the expectations related to behaviour and conduct while on City property, and the City’s Zero Tolerance approach regarding harassment, discrimination, hate, violence and criminal behaviour, including the collection of evidence to support law enforcement investigations;
 - (ii) That Corporate Security Office create a procedure for all security staff on how to collect, document, analyze and report on surveillance, materials and messaging during public gatherings and distribute their findings and evidence when required to various City divisions (i.e. Human Resources, Legal Services) and external Law Enforcement partners for further follow-up and investigation related to potential harassment, discrimination, hate, violence and criminal behaviour taking place in the open public spaces on the City Hall property;
 - (iii) That Corporate Security Office to procure safety mitigating tools such as portable barriers to support Hamilton Police in the enforcement of safe and peaceful demonstrations that take place in the City Hall outdoor public space;
 - (iv) That Corporate Security Office to procure the enhancement of the City Hall property video surveillance technology to increase its current general surveillance capacity to an evidentiary purpose solution.

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SUBJECT: Hate Related Activities on City of Hamilton Properties (LS19031/PW19068) (City Wide) - Page 3 of 10

- (v) That Corporate Security Office to research, identify and report on physical environment enhancements to the City Hall exterior open space to promote the safety and security of all persons who are attending the property for peaceful use and enjoyment of the space;
- (vi) That Corporate Security Office hire and train a Security Investigator for the purpose of providing security related services at City owned properties as required including but not limited to Assemblies and Protests. Corporate Security Office to further identify and report on future security staffing resource enhancements for City Hall to ensure appropriate resource levels are responsive to the needs of Members of Council and its Committee's, City staff, contractors, residents and visitors in the delivery of good government;
- (f) That a capital expenditure not exceeding \$100,000 from the Facilities Security Program Capital Account #3541941631 to implement the recommendations in sub-section (e) above be approved;
- (g) That staff be directed to hire a Security Investigator for a temporary 24 month period using the Budget Complement Control Policy, to be trained and tasked with investigating and documenting Hate Related Activities on City owned properties across the city and that funding for this position be allocated from Operating Budget Dept ID #790017, and that an operating budget enhancement be referred to the 2020 Operating Budget process;
- (h) That the item respecting Means to Mitigate the Use of City Parks and Public Spaces by "Hate Groups" be removed from the General Issues Committee Outstanding Business List.

EXECUTIVE SUMMARY

Concern over demonstrations on City property by demonstrators who have at times breached the peace and may be engaged in "hate speech" led Council to direct staff to review existing policies and processes governing demonstrations on City property.

Through this report, staff from various divisions have collaborated to provide:

- 1) information about the existing permit/approval process for the use of City facilities,
- 2) a draft procedure to improve communication regarding assemblies and demonstrations on City property;
- 3) a draft policy and procedure to address hate-related activities on City property;

SUBJECT: Hate Related Activities on City of Hamilton Properties (LS19031/PW19068) (City Wide) - Page 4 of 10

- 4) recommendations to improve safety and security in the Robert Morrow Forecourt;
- 5) a recommendation to prepare a by-law to address the issuance of trespass notices by City staff.

Council can expect a further report on this matter in October 2019.

Alternatives for Consideration – Not Applicable

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: Energy, Fleet & Facilities Division has an approved Capital Budget Account #3541941631 that will fund all the needed security enhancement at City Hall as well as procuring security equipment, signage and operating supplies. The required capital expenditure is estimated at \$75,000 and not to exceed \$100,000.

Staffing: There are immediate staffing needs to address the current security landscape at City Hall and across the city. In accordance to the Budget Complement Control Policy a request to recruit a Security Investigator in a contract position for a period of 24 month is being recommended as an in-year budget variance. Other corporate-wide security impacts will be monitored and staff will report back on the required enhancements through the 2020 Operating Budget process.

Legal: Legal Services will draft the recommended trespass by-law and review all policies and procedures.

HISTORICAL BACKGROUND

Council Motions

On December 11, 2013, Council passed a motion reinforcing the use of the City Hall Forecourt as a space for public demonstrations and protests, and that there should be no cost to do so. Council directed that the Special Events Advisory Team (SEAT) coordinate with protest organizers, where advanced notice of a protest is given.

On March 28, 2018, Council passed a motion directing staff to investigate and report on ways to mitigate the use of City park and public spaces by "hate groups" in consultation with various groups.

On June 26, 2019, Council directed that staff gather evidence and bring a court injunction preventing certain individuals from future protests on City-owned properties.

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POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

The following City policies are associated with the issue of the use of City facilities and demonstrations, but none of the recommendations directly affect such policies:

- Code of Conduct for Employees Policy and Procedure
- Harassment and Discrimination Prevention Policy
- Personal Harassment Prevention Policy
- Violence in the Workplace Prevention Policy and Procedure
- Zero Tolerance for Violence in Recreational Properties and Facilities Policy

RELEVANT CONSULTATION

This report was drafted in consultation with and with contributions from staff in the following City divisions: Communications, Recreation, Corporate Security, Facility Management and Human Resources.

ANALYSIS AND RATIONALE FOR RECOMMENDATION(S)

Existing Permit and Approval Framework for Use of City Facilities

Recreational Facilities Rentals

The City issues permits for the use of recreational facilities (pools, gyms, meeting rooms), parks (including diamonds and fields) and arenas. Permit holders are responsible for the conduct of their guests and are required to comply with rental Terms and Conditions. The City maintains the right to cancel, order to close, and revoke permits. The Parks By-law No. 01-219 also addresses acceptable conduct in parks (including facilities on parks property), and which prohibits gatherings of more than 20 people without a permit.

The City does not have a specific policy regarding the use of City recreational facilities by “hate groups”. Recreation staff do not have any knowledge of any past permit applications for recreational facilities by such groups.

The City has a Zero Tolerance for Violence in Recreational Properties and Facilities Policy with respect to violence, abusive or harassing behaviours by users of recreation facilities, which applies to conduct between members of the public. Where City staff are involved, the City’s Harassment and Discrimination Policy applies. Organizations using City recreational properties and facilities take primary responsibility for the behaviour of players, officials and spectators.

City staff from various divisions are currently working on an update to the Zero Tolerance policy to improve communication of the policy to the public and to improve staff awareness

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and training on the policy and enforcement procedures. This update will be modelled on the Town of Oakville's "R-Zone" policy and is targeted for report to Council in late 2019.

Special Event Applications

The City requires the organizers of large festivals and events that meet certain triggering requirements to submit a SEAT (Special Event Advisory Team) application to the Events Office. Staff use the information in the application to coordinate with affected City divisions and the Hamilton Police Service about and review the nature and requirements of the festival or event prior to approval. SEAT applications are submitted 60 days prior to an event in order to secure other necessary permits and approvals. The requirement for a SEAT application is triggered for events that have a significant impact on City services, are open to the community or take place on one of the below listed properties, and include one or more of the listed event elements:

City Property	Event Element
Robert Morrow Forecourt	Amplified sound
Parks and Parkettes	Food sold or given to the public
Roads and Road Allowances	Alcohol sale or service to the public
Tim Horton's Field plaza	Pyrotechnics or fireworks
Municipal parking lots	Open flame/flame-producing device
On-street metered parking spaces	Tents that require building permits
Alleyways	Stages that require building permits
Walkways, paths and trails	Amusement rides and inflatables

The SEAT application approval does not result in the City issuing a specific special events permit; depending on the nature and location of the event, the applicant would receive a recreation facility rental permit in accordance with the above description, or a road occupancy permit, etc. The rental terms and conditions of a facility rental permit would apply to SEAT approved events.

Hamilton City Hall, Robert Morrow Forecourt and Municipal Service Centres

The Energy, Fleet & Facilities Management Division of Public Works receives requests and provides approvals to internal and external groups for use of meeting room space within Corporate locations as well as activities in the Robert Morrow Forecourt when no SEAT event elements are met. Often a SEAT application is required for planned events in the Robert Morrow Forecourt because of the use of amplified sound, but the SEAT application does not result in a permit being issued as described above. Staff have generally been flexible with the usual 60-day requirement for SEAT applications when processing applications for demonstrations, due to the often-unplanned nature of such events.

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Non-SEAT requests are screened against information collected such as organizer information, meeting/event purpose, and anticipated audience to determine suitability for use of the Robert Morrow Forecourt.

Section 2(b) Legal Framework

The following are the key legal principles applicable to the fundamental freedom of expression protected by section 2(b) of the *Charter* that are detailed in Supreme Court of Canada cases and cases from other appeal courts:

- The City must exercise control over City-owned and -operated spaces in a manner that is consistent with the Charter, and particularly section 2(b) in this case
- Section 2(b) protects all forms of expression and expressive content except physical violence and threats of physical violence, including “hate speech”
- However, the Courts have found that some restrictions on “hate speech” as prescribed by law are demonstrably justified in a free and democratic society under section 1 of the Charter
- The extent to which restrictions on expression in a particular government-controlled space will be found to be “demonstrably justified” depends on the historical and actual function and nature of the space, and whether free expression in that space would undermine the values underlying the right to free expression¹
- The definition of “hate speech” that has been found to be justifiably restricted is significantly narrower than colloquial usage of the term. Hate speech as defined by the Supreme Court of Canada is:²
 - Determined by an objective standard, rather than subjective experience of individual members of the target group – would a “reasonable person” aware of the context and circumstance view the expression as exposing the target group to “hatred”?
 - “Hatred” means more than mere discrediting, humiliation or offense to the target group, it means exposing the target group to detestation or vilification such as by:
 - Blaming the target group for the general ills of society

¹ *Montréal (City) v. 2952-1366 Québec Inc.*, [2005] 3 SCR 141, 2005 SCC 62 at ¶74

² *Saskatchewan (Human Rights Commission) v. Whatcott*, 2013 SCC 11, [2013] 1 S.C.R. 467 at ¶139-46

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- Dehumanizing the target group
- Equating the target group with groups that are traditionally reviled
- Limits on freedom of expression must be proportional to the harmful effects, and minimally impairing of the right, thus a ban on expression is more likely to be found unconstitutional where regulation of expression would suffice
- A government is at a greater risk of arbitrary and unconstitutional action in excluding people by means of a trespass notice where the government does not have a trespass policy or by-law³

Recommendations and Rationale

Human Resources Recommendations

Human Resources staff have prepared a draft Hate Related Incident Prevention Policy attached as Appendix “A”, and draft Hate Related Incident Prevention Procedure attached as Appendix “B” to clarify and communicate to staff and the public the definitions of “Hate” and related terms, and the City’s role in ensuring hate-related activity does not take place on City property.

Human Resources recommends that the draft policy and procedure be circulated for approvals internally and externally as appropriate before being approved by Council by October 2019.

Legal Services Recommendations

The City is entitled to enforce its property rights over City-owned and -operated properties through trespass notices pursuant to the *Trespass to Property Act*. The City currently issues such notices on an *ad hoc* basis.

The Legal Services Division recommends that it be directed to develop a trespass by-law for Council’s approval in October 2019 to prescribe an internal process and guidelines for determining the terms of the notice (locations, length of time, etc.), communication of the notice amongst City staff, and a review or appeal process for a person receiving the notice. Developing such a policy or by-law would make the City’s trespass notices much less vulnerable to challenge on administrative or Charter grounds, and would clarify the authority of staff to issue such notices.

The trespass policy or by-law would become the enforcement end-point of the Zero Tolerance/R-Zone policy, the City’s Harassment and Discrimination Policy, the proposed

³ *Bracken v. Fort Erie (Town)*, 2017 ONCA 668 at ¶172

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Hate Related Incident Prevention Policy and Procedure (and any other formal or informal policies governing public conduct on City property).

Corporate Security and Energy, Fleet & Facilities Recommendations

See the Corporate Security Office Report (CSOR) 19-001 re Hate Related Activities on City of Hamilton Properties attached as Appendix “C” for the analysis of the Corporate Security and Facilities-related recommendations.

Recreation and Facilities Recommendations

Recreation and Facilities staff have developed a draft Procedure for Notification of Assembly or Demonstration on City of Hamilton Public Spaces, attached as Appendix “D” to this report, to clarify the process and requirements for peaceful assemblies on City properties that appropriate for assemblies and demonstrations. This draft procedure includes updated language to define assemblies and demonstrations, as well as guidelines and restrictions using City-spaces for assemblies and demonstrations.

Recreation and Facilities staff have also developed a Notification of Assembly or Demonstration form, which would likely become an online form, to permit organizers to notify the City of an intended demonstration where a SEAT application is not required. The guidelines suggest that 72 hours advanced notice is preferred. If notice is not provided, persons attending the assembly or demonstration are still expected to abide by City policies.

Recreation and Facilities staff recommend that the draft procedure be approved in principle by Council and be circulated to impacted City divisions and Hamilton Police Service before being finalized.

It is important that permit holders (if required) and organizers are aware of, understand and comply with the City’s expectations for peaceful and respectful events and demonstrations on City property. Therefore, Recreation and Facilities staff also recommend that facilities rental applicants and organizers of assemblies or demonstrations be required to abide by Hate Related Incident Prevention Policy (once approved) as part of the permit/notification process. Staff intend to review customer facing communication on the City’s website to provide greater access to this information for organizers.

The SEAT Chairperson has been communicating with event organizers to whom the City has already issued a rental permit or SEAT approval for planned events that may be impacted by known or proposed demonstrations and will continue to do so during the transition period to the revised demonstration notification process, and as the clarified demonstration guidelines and requirements are communicated to the public.

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The draft procedure would not apply to any demonstrations that have already provided notification to the City.

ALTERNATIVES FOR CONSIDERATION

N/A

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**Community Engagement and Participation**

Hamilton has an open, transparent and accessible approach to City government that engages with and empowers all citizens to be involved in their community.

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

Culture and Diversity

Hamilton is a thriving, vibrant place for arts, culture, and heritage where diversity and inclusivity are embraced and celebrated.


APPENDICES AND SCHEDULES ATTACHED

- Appendix “A” – Draft Hate Related Incident Prevention Policy
- Appendix “B” – Draft Hate Related Incident Prevention Procedure
- Appendix “C” – Corporate Security Office Report (CSOR) 19-001 re Hate Related Activities on City of Hamilton Properties
- Appendix “D” – Draft Procedure for Notification of Assembly or Demonstration on City of Hamilton Public Spaces

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HATE RELATED INCIDENT PREVENTION POLICY


POLICY STATEMENT	<p>The City of Hamilton is committed to maintaining a safe and inclusive environment that promotes mutual respect for the dignity and worth of each person. The purpose of this policy is to assist in the identification of a hate motivated crime or incident and identify appropriate ways in which to respond. The goal of the City's Hate Related Incident Prevention Policy is to establish and maintain a hate-free City as required under the City of Hamilton Harassment and Discrimination Prevention Policy, the <u>Ontario Human Rights Code</u>, and the <u>Criminal Code of Canada</u>.</p> <p>The City of Hamilton believes that diversity and inclusion strengthen and enrich our community socially, politically, culturally and economically and are vital to our vision of being the best place to raise a child and age successfully. In support of this belief, the City of Hamilton condemns the promotion of hatred and promotes a respectful environment without hate. The City of Hamilton is committed to eliminating hate activity by:</p> <ul style="list-style-type: none"> • ensuring that all City employees including but not limited to regular, temporary, contract and probationary employees, contractors, consultants, volunteers, students, interns as well as every member of Council and their staff, citizens, and service recipients can work, assemble, and are serviced in a respectful environment without hatred; • facilitating the combined efforts of various sectors in responding to hate, including but not limited to: staff, the police, community groups, elected officials and other levels of government; and, • publicly condemning the actions of hate groups/individuals and racist organizations.
PURPOSE	<p>The intention of this policy and its procedure is to prevent Hate Related Incidents from occurring in City of Hamilton owned and operated spaces and where necessary, to act upon complaints of such behaviour promptly, fairly, judiciously and with due regard to confidentiality for everyone involved.</p> <p>The City of Hamilton also has a <i>Harassment and Discrimination Prevention Policy and Procedure</i> to address concerns related to harassment, discrimination, sexual harassment, and personal</p>

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	<p>harassment in accordance with the Ontario Human Rights Code and Occupational Health and Safety Act.</p> <p>The City also has a <i>Workplace Violence Prevention Policy</i> that addresses concerns related to Workplace violence. Some Employees may also have rights under collective agreements.</p> <p>Any individual has the right to pursue their complaint with police services or other related legislated processes.</p> <p>This policy contains definitions related to Hate Related Incidents and identifies the rights and responsibilities of all Employees, including Management, and other individuals accessing City of Hamilton space.</p>	
<p>SCOPE</p>	<p>This policy applies to all City of Hamilton employees, including but not limited to regular, temporary, contract and probationary employees, and to contractors, consultants, volunteers, students, interns as well as applicants for employment. This policy also applies to elected officials. Citizen advisory committees/agencies and boards, members of the public, service recipients, visitors to and users of City facilities/public space and individuals conducting business with, for or with support from the City of Hamilton, are expected to adhere to the intent of this policy, consistent with their obligations under provincial and federal law.</p> <p>Members of the public, visitors to City facilities, and individuals conducting business with the City of Hamilton, are expected not to engage in any form of hate related incidents against employees or other individuals/groups. If such Hate Related Incidents occur, the City will take all reasonable and necessary steps to ensure an environment free from Hate to the extent possible, which may include involvement of Legal Services; issuing no trespass notices; contacting Police; requesting injunctions, and prosecution.</p>	

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DEFINITIONS	
Hate	<p>Acts of hate are committed to intimidate, harm or terrify victims and the identifiable groups to which they belong. Victims of hate are targeted on the sole basis of who they are and/or the groups to which they belong (i.e., being Jewish, Muslim, Transgender, Black, Indigenous, etc.).</p> <p>Hate Related Incidents may involve intimidation, harassment, physical force or threat of physical force against a person, a group or a property if motivated by hatred/bias/prejudice against an identifiable group. Acts of hate may be committed by strangers or individuals well known to the victim. Perpetrators may include individuals, groups, organizations and institutions. Victims may be reluctant to report hate for a variety of reasons, including: not recognizing that the motivation was hate; fear of retaliation; embarrassment and humiliation; and/or uncertainty of the criminal justice system response.</p>
Hate Crime	<p>A hate crime is defined as a criminal offence committed against a person or property that is motivated in any part by the suspect/offender's bias, prejudice or hate based on race, national or ethnic origin, language, colour, religion, sex, age, mental or physical disability, sexual orientation, or any other similar factor.</p> <p>The <i>Criminal Code of Canada</i> (the Criminal Code) provides enhanced sentencing powers when a crime is motivated by bias/prejudice/hate:</p> <p>Section 718.2 notes:</p> <p><i>A court that imposes a sentence shall also take into consideration the following principles:</i></p> <p><i>(a) a sentence should be increased or reduced to account for any relevant aggravating or mitigating circumstances relating to the offence or the offender, and, without limiting the generality of the foregoing: (i) evidence that the offence was motivated by bias, prejudice or hate based on race, national or ethnic origin, language, colour, religion, sex, age, mental or physical disability, sexual orientation, or any other similar factor.</i></p>
Hate Propaganda	Hate propaganda can be any communication used by a person or

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	group which promotes hatred based on colour, nationality or ethnic origin, race, religion and/or sexual orientation. The hate propaganda section of the Criminal Code is broken down into two sections; Advocating Genocide and Public Incitement of Hatred.	
Genocide	Section 318 of the Criminal Code notes: <i>(1) Every one who advocates or promotes genocide is guilty of an indictable offence and liable to imprisonment for a term not exceeding five years.</i> Definition of "genocide" <i>(2) In this section, "genocide" means any of the following acts committed with intent to destroy in whole or in part any identifiable group, namely,</i> <ul style="list-style-type: none"> • <i>(a) killing members of the group; or</i> • <i>(b) deliberately inflicting on the group conditions of life calculated to bring about its physical destruction.</i> 	
Public Incitement of Hatred	Section 319 of the Criminal Code notes: <i>(1) Every one who, by communicating statements in any public place, incites hatred against any identifiable group where such incitement is likely to lead to a breach of the peace is guilty of</i> <ul style="list-style-type: none"> • <i>(a) an indictable offence and is liable to imprisonment for a term not exceeding two years; or</i> • <i>(b) an offence punishable on summary conviction.</i> 	
Willful Promotion of Hatred	Section 319 of the Criminal Code notes: <i>(2) Every one who, by communicating statements, other than in private conversation, willfully promotes hatred against any identifiable group is guilty of</i> <ul style="list-style-type: none"> • <i>(a) an indictable offence and is liable to imprisonment for a term not exceeding two years; or</i> • <i>(b) an offence punishable on summary conviction.</i> 	
Announced Intention to Discriminate	While not specifically dealing with "hate activity" the <i>Ontario Human Rights Code</i> deals with an announced intention to discriminate as follows: Section 13(1) of the <i>Ontario Human Rights Code</i> notes: <i>A right under Part I is infringed by a person who publishes or displays before the public or causes the publication or</i>	

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	<p><i>display before the public of any notice, sign, symbol, emblem or other similar representation that indicates the intention of the person to infringe a right under Part I or that is intended by the person to incite the infringement of a right under Part I.</i></p> <p>Activity captured under this section of the Code may, depending on the specific context, also amount to hate under the Criminal Code. To meet the requirements of section 13:</p> <ul style="list-style-type: none"> • the display must be public; • a person must have the intention to infringe a right under Part 1; and, • the display must take place within the context of one of the prohibited grounds. 	
<p>TERMS & CONDITIONS</p> <p>1. Hate Related and Hateful Behaviours</p>	<p>The following terms and conditions apply to this Policy:</p> <p>Hate related or hateful behaviour results from actions directed at specific individuals or groups, which are unwelcome or unwanted; or, may be actions which are not directed at a particular individual, but have created an environment which is hostile, intimidating or offensive. To be covered under this policy, the hate related or hateful behaviours must be linked to one or more of the prohibited grounds.</p> <p>Examples of hate related or hateful behaviours include, but are not limited to:</p> <ul style="list-style-type: none"> • Acts of violence • Verbal slurs accompanied by a threat • Vandalism of ethnic, religious, lesbian or gay, minority sites • Sexual assaults • Intimidation and harassment • Bomb threats • Public messages implying that members of an identifiable group are to be despised, scorned, denied respect and made subject to ill-treatment on the basis of group affiliation. Such messages may include group symbols, slogans or epithets and can be transmitted in many ways (e.g. graffiti, posters, flyers, hate mail, music lyrics, over the telephone, website and e-mail content, etc.) • Inappropriate references to racist organizations or individuals • Accessing, displaying, transmitting or storing (including on the City's technology systems, including computer network etc.) material which violates any Canadian federal or 	

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2. Complaints

provincial law or City by-law or directive, or is hate related. (See City of Hamilton Computer Acceptable Use Policy).

Complainants and Respondents have the right to confidential, unbiased advice from the Human Rights Specialist for the City of Hamilton.

The Procedure for Resolving Hate Related Incident Issues outline the steps for handling of complaints, including the following options:

- Complaint to the City of Hamilton, through an Employee’s Supervisor
- Complaint directly to the Human Rights Specialist in the Human Resources Department
- Complaint to the Human Rights Tribunal of Ontario
- Complaint to Police if a criminal act has occurred.

3. Confidentiality

The City of Hamilton will make every reasonable effort to maintain confidentiality for Employees involved in Hate Related Incident complaints. Confidentiality extends to all records relating to complaints, including but not limited to meetings, interviews and investigation results. Breaches of confidentiality may be subject to appropriate disciplinary action. Complainants, Respondents and witnesses will be advised to maintain confidentiality concerning complaints or incidents. Any record of discipline which occurs as a result of a complaint will be included in the disciplined Employee’s file. However, all records are subject to the provisions of the *Municipal Freedom of Information and Protection of Privacy Act* and may be subject to disclosure under the Act or to a court of law.

4. Procedural Fairness

The rules of procedural fairness govern all activities occurring under this policy.

5. Reprisal

Any form of retaliation against parties involved in a complaint (including a Complainant, Respondent, witness, investigator etc.) will be considered a serious violation of this policy and will not be tolerated. Such retaliatory actions may be subject to disciplinary action up to and including termination of employment.


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6. Trivial, Frivolous/ Vexatious Complaints	The City of Hamilton prohibits complaints that are trivial, frivolous, vexatious or made in bad faith. Any Employee found to have lodged such a complaint may be subject to appropriate disciplinary action, up to and including dismissal.
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RESPONSIBILITIES	
Shared Responsibility (All Employees)	<p>All Employees have the right to work in a healthy, respectful and supportive environment free from Hate. Employees share in the responsibility to ensure that their work environment is free from Hate.</p> <p>The responsibilities of the Employer, Management and non-Management Employees are specified below.</p> <p>Employees must not engage in any behaviour or comments that are or may be perceived as Hate Related Incidents. Employees are required to report incidents of Hate, or Reprisal to their Supervisors or Managers or to the Human Rights Specialist in Human Resources.</p> <p>It is the responsibility of every Employee to co-operate fully in any attempts to resolve a matter under these policies and to co-operate fully in the investigation of any complaint. Any Employee who refuses to participate in an investigation or the resolution of a matter under these policies, or who knowingly or recklessly makes a false statement or gives false or misleading information, will be subject to disciplinary action up to and including termination of employment.</p>
Employer Responsibility	<ul style="list-style-type: none"> ○ Provide a Workplace free from any Hate Related Incident that is based on the prohibited grounds under the Ontario <i>Human Rights Code</i> and <i>Criminal Code of Canada</i>. ○ Ensure corporate policies and procedures comply with the Ontario <i>Human Rights Code</i>. ○ Ensure information and instruction on the content of a hate prevention program is shared with all Employees. ○ Provide Human Rights awareness education to all Employees. ○ Create an environment that encourages the reporting of all Hate Related Incidents. ○ Provide a process to handle and investigate Hate Related Incident complaints in the most effective, fair and timely manner, given the circumstances. ○ Inform the Complainant of the results of the investigation and any corrective action that has been or will be taken by the City of

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Management Responsibility	<p>Hamilton to address workplace Hate Related Incidents.</p> <p>Management is responsible for providing a Workplace that is free of Hate, and for intervening if a Hate Related Incident occurs. They must ensure that Hate is not tolerated, ignored or condoned.</p> <p>Management is responsible for not only their own actions, but also for dealing with the actions of staff under their supervision. In order to prevent Hate, address perceived Hate Related Incidents, and to address Employee complaints with respect to Hate on the basis of the prohibited grounds under the Ontario <i>Human Rights Code and Criminal Code of Canada</i>,</p> <p>Management will undertake the following actions:</p> <ul style="list-style-type: none"> ○ Set a good example by never engaging in, tolerating or condoning Hate. ○ Make all reasonable efforts possible to protect Employees from Hate. ○ Consult with the Human Rights Specialist on all matters that may pertain to this policy. ○ If a Hate Related Incident is suspected, or if an Employee complains that they are being harassed or discriminated against, action must be taken in accordance with this policy and the associated procedure (<i>Resolving Hate Related Incident Issues</i>). Accordingly, Management must consult with the Human Rights Specialist as soon as possible, upon learning or suspecting that Hate Related Incidents may be occurring. In consultation with the Human Rights Specialist, Management must approach an Employee if a Hate Related Incident is suspected because some Employees may find it difficult and/or be reluctant to complain. ○ Respond immediately to any Hate Related Incident complaints by contacting the Human Rights Specialist. Only the Human Rights Specialist may formally investigate a Hate Related Incident Complaint (see the associated procedure – <i>Resolving Hate Related Incidents</i>). Management who are aware of a Hate Related Incident and do not take corrective action in consultation with the Human Rights Specialist, may be subject to disciplinary action, up to and including termination of employment. ○ In consultation with the Human Rights Specialist/Labour
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	<p>Relations, take remedial action with Employees who violate this policy, including disciplinary action, training, education or any other action deemed appropriate given the circumstances.</p>	
<p>COMPLIANCE</p>	<p>Any Employee who is found to have violated this Hate Related Incident Prevention Policy may be disciplined according to the severity of the actions, up to and including termination of employment with cause and without termination pay/severance. Such terminations will be communicated to City Manager and Council.</p> <p>Any individual, including but not limited to, citizens, volunteers, and members of Advisory Committees/Agencies/Boards, found to have violated this Hate Related Incident Prevention Policy will face appropriate sanctions as determined by Legal Services including removal from said Advisory Committee/Agency/Board, legal sanctions including No Trespass issuance, court injunctions up to and including criminal prosecution. Such actions will be communicated to City Manager and Council.</p>	
<p>RELATED DOCUMENTS</p>	<p>The following related documents may be utilized in conjunction with this Policy:</p> <ul style="list-style-type: none"> • <i>Violence in the Workplace Prevention Policy</i> • <i>Harassment and Discrimination Prevention Policy</i> • <i>Procedure for Resolving Harassment and Discrimination Issues</i> • <i>Procedure for Resolving Hate Related Incidents</i> • <i>Occupational Health and Safety Act (OHSA)</i> • <i>Municipal Freedom of Information and Protection of Privacy Act</i> • <i>Ontario Human Rights Code</i> • <i>Criminal Code of Canada</i> • <i>Protocol for Gender Identity and Gender Expression; Transgender and Gender Non-Conforming Persons</i> <p>Contact: For more information on this Policy, contact the Diversity and Inclusion Office in Human Resources, City Manager's Office.</p>	
<p>HISTORY</p>	<p>The Corporate Policy Review Group, Corporate Security, Legal Services, and the Diversity and Inclusion Office were consulted in the development of this Policy.</p> <p>Approved by Council of the City of Hamilton 2019-XX-XX</p>	

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	Senior Management Team reviewed updated policy on 2019-XX-XX Corporate Policy Review Group reviewed the policy on 2019-XX-XX	

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Hamilton

Appendix “B” to Report LS19031/PW19068

<i>Human Resources</i>	
<i>Hate Related Incident Prevention Procedure</i>	
PURPOSE	The procedure outlines the steps to implement the Hate Related Incident Prevention Policy.
SCOPE	<p>This procedure applies to all City of Hamilton employees, including but not limited to: regular, temporary and contract employee (collectively called “employees”). This procedure also applies to volunteers, students and interns, and elected officials. Citizen advisory committees/agencies and boards, members of the public and service recipients, visitors and users of City facilities/public space and individuals conducting business with the City of Hamilton or assembling on City premises are also within scope.</p> <p>This procedure applies in all City of Hamilton facilities and buildings and properties.</p>
ROLES and RESPONSIBILITIES	
Employee	<p>Any employee who believes they have witnessed a Hate Related Incident should report the incident immediately to:</p> <ol style="list-style-type: none"> a) Their immediate supervisor/manager and/or; b) Human Rights Specialist
Supervisor or Member of Management	<p>A Manager/Supervisor who receives a complaint or who believes they have witnessed a Hate Related Incident must immediately contact the Human Rights Specialist. The Human Rights Specialist may suggest any of the following steps be taken by management:</p> <ul style="list-style-type: none"> • take immediate action in the event of a real or potential threat to personal safety; and/or • provide a copy of the policies and procedure to the Complainant to ensure awareness of the options under the policies, including protection from reprisal; and/or • provide contact information (name, telephone number, office location) of the Human Rights Specialist to the Complainant.



Hamilton

Human Rights Specialist

The Human Rights Specialist maintains a fair and unbiased attitude to all complaints, and to all those involved in complaints, at all times. The Human Rights Specialist is responsible for providing education and information concerning all forms of Harassment and Discrimination, including Hate Related Incidents, initiating efforts to resolve complaints, and investigating complaints.

COMPLAINT PROCESS

The City's complaint procedures are intended to be a timely forum to address Hate Related Incident complaints. Any costs incurred by the parties during an investigation (legal, travel, etc.) are their own responsibility. In certain circumstances, the Human Rights Specialist may engage the Labour Relations Officer or other appropriate Human Resources staff will work in coordination to resolve a matter.

Where possible, employees who believe that they have been subjected to or witnessed a Hate Related Incident should maintain a written record of the nature of the alleged conduct, date(s), time(s), behaviour, impact and list of witness(es). If the Hate Related Incident behaviour continues, the Complainant should bring the matter to the attention of the Human Rights Specialist as a complaint (see Complaint Procedures for next steps).

The Human Rights Specialist works in Human Resources and acts as an impartial advisor to any City Employee (including Management representatives). The Human Rights Specialist maintains a fair and unbiased attitude to all complaints, and to all those involved in complaints, at all times. The Human Rights Specialist is responsible for providing education and information concerning all forms of Hate Related Incidents, initiating efforts to resolve complaints, and investigating complaints.

a) Complaint Assessment Phase

Once a complaint has been received, the Human Rights Specialist shall assess the complaint to determine appropriate next steps. This may involve a preliminary fact finding process to ascertain:

- Type of behaviour complained about and whether it is covered under the Hate Related Incident Prevention Policies or Procedure
- Severity of the situation
- Identification of parties to make initial inquiries with



Hamilton

(i.e. Complainant, Respondent, Management, Witnesses)

- Whether other initial steps need to be taken (i.e. Police involvement, involvement of Health, Safety and Wellness Specialist, separation of parties to the complaint etc.)
- Whether or not there is a need to intervene further on an informal basis or to investigate

At any point during the Assessment Phase it may be determined by the Human Rights Specialist that no intervention from Human Resources is required or that an investigation into the matter is not required. The Human Rights Specialist has discretion to decide not to intervene or investigate or may discontinue an intervention or investigation, or may refuse to take action on any complaint in situations where:

- the complaint is made more than one year after the date of the last incident of hate related incident or behaviour;
- the complaint is determined to be trivial, frivolous, vexatious or made in bad faith;
- the actions complained of have also been the subject of criminal charges;
- the action(s) complained of do not fall within the definitions of Hate Related Incident or Hate Related Behaviour as defined in the Hate Related Incident Prevention Policy;
- an adequate remedy already exists;
- the issue is most appropriately addressed by another area of the organization;
- having regard to all the circumstances, further investigation of the matter is deemed unnecessary

For the purposes of the Hate Related Incident Prevention Policy and Procedure, fact-finding conducted during the Assessment Phase of these complaints may also satisfy the Occupational Health and Safety Act requirement that “an investigation is conducted into incidents and complaints of workplace harassment that is confidential in the circumstances.”

b) Complaint Investigation Phase

The Human Rights Specialist has discretion to require a signed written complaint from the person making the complaint before an investigation may begin. The written complaint should be submitted to the Human Rights Specialist setting out in detail the nature of the complaint, any information in support of the complaint including the specific incidents of Hate Related Incident behaviour and the names



Hamilton

of possible witnesses.

The Human Rights Specialist will conduct investigations unless otherwise noted.

Investigations may also be undertaken by an external investigator engaged by the City. Any investigation of a complaint made against a member of Council or a Senior Manager will be carried out by an external investigator.

The City of Hamilton may be obligated to proceed with an investigation in the absence of a formal written complaint if the allegation(s) constitute a violation of the Hate Related Incident Prevention Policy. In these cases, the City of Hamilton will proceed with an investigation, with the intent of stopping the alleged behaviour and/or preventing further incidents from occurring if there has been a violation of the policies.

Complaints are investigated by interviewing the Complainant(s), the Respondent(s), any witnesses and reviewing any available documentation. An investigation report should normally be completed within 90 days after a written complaint has been filed. The length of an investigation depends on many variables including but not limited to, the number of witnesses, complexity of the investigation, workplace schedules etc. If a report cannot be completed within the established timelines of this procedure, the parties to a complaint will be advised of the delays and any reasons why. It is incumbent on all parties to a complaint to arrange schedules or support persons so as not to delay the process.

In some circumstances, special arrangements may be advisable (where possible) to separate the Complainant and the Respondent in the workplace, temporarily re-locate either party to a complaint, or re-assign alternate duties to either party to a complaint (depending on the circumstances), pending the results of an investigation. The Human Rights Specialist may recommend and facilitate such arrangements.

Any Employee (including Manager or Supervisor) interviewed by the Human Rights Specialist is entitled to be accompanied by one other person of their choice, as a support person. The Human Rights Specialist will make every effort to determine the identity of the support person prior to the meeting, to ensure that the presence of that particular support person would not present a conflict of interest in regard to the ongoing investigation. Unionized Employees may be supported by their respective unions. Employees are also



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encouraged to utilize the City's Employee and Family Assistance Program for additional support or Lifespeak resources available on the City's e-Net.

Respondent(s) to any complaint being investigated are entitled to know the allegations against them and have the opportunity to respond in full. A written notice of the complaint will be provided to the Respondent, with the general allegations. If necessary, statements from the Respondent(s) are disclosed back to the Complainant(s).

Interviews will be arranged and completed with witnesses and any other individuals who may have information pertinent to the investigation, as deemed necessary by the Human Rights Specialist. In certain circumstances, the Human Rights Specialist may determine that a witness(es) will not be interviewed. At the end of each interview, Complainant(s), Respondent(s) and witness(es) will be asked to review the notes describing the interview and initial them to indicate accuracy. The Human Rights Specialist has the authority to access documents relevant to the complaint.

c) Complaint Investigation Findings Phase

The Human Rights Specialist will consider all the evidence gathered and decide whether or not there has been a violation of policy using the standard of proof called the "balance of probabilities".

Once the investigation is complete, the Human Rights Specialist will forward a report of the findings to the Executive Director, Human Resources and the General Manager (or designate) of the affected department along with recommendations for consideration.

The General Manager of the affected department will forward to the Human Rights Specialist, within ten working days after receiving the recommendations, a letter stating the action taken or to be taken in response to the findings of the investigation.

The Complainant(s) and Respondent(s) will be given a written summary of the findings resulting from the investigation.

d) Complaints Against Elected Officials

In addition to the steps under "Complaint Procedures" the following applies to complaints from Employees, Consultants, Volunteers, Students and Interns against elected officials of the City of Hamilton:

- The Employee may bring the matter to the attention of



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the Human Rights Specialist, the General Manager of their department or their Supervisor, Manager or Director. The Supervisor, Manager or Director shall immediately inform the General Manager of the department of the complaint.

- The General Manager of the Employee's department and the Human Rights Specialist shall consult with the Executive Director, Human Resources and the City Manager.
- Employees of the City of Hamilton shall not conduct the investigation of any complaint against an elected official. The Executive Director of Human Resources shall refer the matter to the Integrity Commissioner and shall advise the Integrity Commissioner that, where an investigation is to be conducted, Human Resources will retain a third party Human Rights Investigator. The third party Human Rights Investigator will gather and examine the facts relating to the complaint and make the findings and recommendations to the Integrity Commissioner. A matter referred to the Integrity Commissioner pursuant to this Procedure shall be deemed a complaint to the Integrity Commissioner duly filed under the Integrity Commissioner By-law, and the Integrity Commissioner shall report, as appropriate, pursuant to the Integrity Commissioner Bylaw.
- Where a Human Rights Investigation has been conducted, no further investigation may be conducted by the Integrity Commissioner.
- Where the Executive Director of Human Resources, in consultation with the Human Rights Specialist, determines that no third party investigation is warranted, the Executive Director of Human Resources shall refer the complaint to the Integrity Commissioner to carry out a similar procedure used by the Human Rights Specialist in Human Resources for Assessment and Resolution (by the Integrity Commissioner), and the Integrity Commissioner shall report, as appropriate, pursuant to the Integrity Commissioner Bylaw.

e) Complaints Against the City Manager

In addition to the steps outlined under "Complaint Procedures", the following applies to complaints from employees against the City Manager:



Hamilton

- The employee may bring the matter to the attention of the Human Rights Specialist, the General Manager of their department or their Supervisor, Manager or Director. The Supervisor, Manager or Director shall immediately inform their General Manager of the complaint.
- The General Manager of the employee's department and the Human Rights Specialist shall consult with the Executive Director, Human Resources and they shall jointly provide a confidential report advising of the complaint to the Mayor and Members of the Audit, Finance and Administration Committee.
- Employees of the City of Hamilton shall not conduct an investigation of any complaint against the City Manager.
- The Mayor and Members of the Audit, Finance and Administration Committee shall retain an external human rights investigator to gather and examine the facts relating to the complaint and to make findings and recommendations.
- The external investigator shall report their findings and recommendations for action to the Mayor and to the Audit, Finance and Administration Committee. The Mayor and the Audit, Finance and Administration Committee shall provide City Council with a report summarizing the findings and recommendations for appropriate action.
- If the investigation substantiates in whole or in part that the City Manager violated any City policy on harassment and discrimination, including Hate Related Incidents, City Council shall determine an appropriate sanction.
- When City Council has determined what action, if any, will be taken against the City Manager, the Mayor shall provide a written summary of the findings resulting from the investigation to the Complainant(s).

f) Complaints Against a General Manager

In addition to the steps outlined under "Complaint Procedures", the following applies to complaints from Employees against a General Manager:

- The Employee may bring the matter to the attention of the Human Rights Specialist, or their Supervisor, Manager or Director, or to the City Manager. If the



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matter is brought to the attention of the Human Rights Specialist or Supervisor, Manager or Director, it shall immediately be directed to the City Manager.

- Employees of the City of Hamilton shall not conduct an investigation of any complaint against the General Manager. The City Manager will retain an external human rights investigator to gather and examine the facts relating to the complaint and to make findings and recommendations.
- The external investigator shall report their findings and recommendations for action to the City Manager who will determine the appropriate action.
- When the City Manager has determined what action, if any, will be taken against the General Manager, the City Manager and Executive Director of Human Resources shall provide a written summary of the findings resulting from the investigation to the Complainant(s).

g) Allegations Involving Members of the Public

If non-City persons are deemed to have violated the City's Hate Related Incident Prevention Policy, all reasonable efforts will be made to stop the Hate Related Incident behaviour which may involve, banning a person(s) from City facilities, issuing trespass notices, refusal to continue to provide City services, involvement of internal legal services or police involvement.

h) External Investigations

In complaints where an external investigator is retained, the external investigator shall have regard for the City of Hamilton's Hate Related Incident Prevention Policy, the Harassment and Discrimination Prevention Policy, the Personal (Workplace) Harassment Prevention Policy, the Procedure for Resolving Harassment & Discrimination Issues relating to those policies and any relevant law. The external investigator may modify the investigation process as appropriate to the circumstances, subject to the review of any modifications with the Human Rights Specialist, and shall make determinations with regard to applicable policies, procedures and any relevant law.



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i) Confidentiality


All information about complaints is confidential. Employees who are involved in any way in complaints or incidents of Hate Related Incident must not disclose to anyone in the workplace the details of the complaint or incident, except as required by this procedure and the City's policies on Hate Related Incidents. Confidentiality extends to all records relating to complaints, including but not limited to, records of meetings, interviews and investigation results. Breaches of confidentiality may be subject to appropriate disciplinary action up to and including termination of employment.

The Human Rights Specialist will retain documentation related to complaints in a secure file for seven years from the date of the complaint. All records are subject to the provisions of the Municipal Freedom of Information and Protection of Privacy Act and may be subject to disclosure under the Act, or to a court of law.

j) Request for Review

Either the Complainant(s) and/or the Respondent(s) may make a Request for Review of the findings of the investigation if they have new and relevant information that was not previously available or have substantive reasons why the findings were not reasonable. The intent to file a Request for Review must be made known to the Human Rights Specialist in writing within ten calendar days of the date the parties were notified of the findings. Thereafter, there will be a discussion between the person(s) making the Request for Review, and the Human Rights Specialist as to when the request must be submitted (never to exceed more than 20 calendar days from the date of this discussion). The Request for Review must include a statement of the reasons why the findings of the investigation were not reasonable and should be re-considered. If the Request for Review does not include new and relevant information that was not previously available or does not provide substantive reasons why the investigation findings were not reasonable, the Executive Director, Human Resources shall deny the request.

If it appears that there are substantive grounds to reconsider the findings of the investigation, Complainant(s) or Respondent(s) will be informed that a Request for Review has been made and will be given an opportunity to reply. The Executive Director, Human Resources will make a final

 Hamilton	decision on the final disposition of the review.
COMPLIANCE	<p>Any Employee who is found to have violated this Procedure or any of its associated Policies will have this matter referred to Labour Relations for determination of appropriate disciplinary sanctions according to the severity of the actions, up to and including termination of employment.</p> <p>Any member of the public, including citizen volunteer advisory committees, agencies and boards, service users, etc. who is found to have violated this Procedure and its associated Policy will have the matter referred to Legal Services for determination of appropriate steps dependent on the severity of the actions, up to and including legal action and prosecution.</p>
RELATED DOCUMENTS	<p>The following related documents are referenced in this Procedure:</p> <ol style="list-style-type: none"> 1. <i>Hate Related Incident Prevention Policy</i> 2. <i>Harassment and Discrimination Prevention Policy</i> 3. <i>Harassment and Discrimination Prevention Procedure</i>
CONTENT UPDATED	<<YEAR-MM-DD>>
HISTORY	<p>The following people and groups were consulted in the creation or revisions made to this Procedure:</p> <ul style="list-style-type: none"> • TBD
APPROVAL	<<YEAR-MM-DD>>

**CITY OF HAMILTON
CORPORATE SECURITY OFFICE REPORT (CSOR) 19-001
HATE RELATED ACTIVITIES ON CITY OF HAMILTON PROPERTIES**

BACKGROUND

The public sphere area in front of City Hall has been a gathering point for various groups to display messaging and information to the public. Since January 2019, one group with consistent members but under various self-descriptions has attended typically every Saturday in varying numbers. At times, this group has had negative interactions with other groups and members of the public who appear to challenge their messaging and those interactions have resulted in physical and violent altercations that required Hamilton Police intervention to maintain the peace.

Demonstrations at the City Hall forecourt that have been attended by various parties and resulted in violence have negatively impacted scheduled SEAT (Special Events Advisory Team) events.¹ Parties involved in the demonstrations have remained on the exterior of City Hall during their gatherings, however recent events have left various stickers and posted on light posts, the “HAMILTON” sign in front of City Hall, the LED sign on Main Street and on pillars to City Hall with promoting messages and campaigns. Some of these stickers have also been marked to alter the original message using a black marker and, in some areas, black spray paint has been used to cover over the entire sticker.

On June 15 2019 during the 2019 Hamilton Pride event in Gage Park, members representing various groups and members of the public were involved in an altercation that resulted in injuries being received in varying severity and remains an active Police investigation.

COUNCIL MOTIONS

On December 11, 2013, Council passed a motion reinforcing the use of the City Hall Forecourt as a space for public demonstrations and protests, and that there should be no cost to do so. Council directed that the Special Events Advisory Team (SEAT) coordinate with protest organizers, where advanced notice of a protest is given.

On March 28, 2018, Council passed a motion directing staff to investigate and report on ways to mitigate the use of City park and public spaces by "hate groups" in consultation with various groups.

On June 26, 2019, Council directed that staff gather evidence and bring a court injunction preventing certain individuals from future protests on City-owned properties.

¹ June 1, 2019 SEAT ParticipAction Community Event

REPORT OBJECTIVES

The objective of this report is for the Corporate Security Office in the Energy, Fleet and Facilities Management (EFFM) division in Public Works to;

- Contribute towards the GIC Report LS19031 / PW19068.
- Contribute towards the Council Report by the City Manager Office in the Fall of 2019.
- Investigate and review the current abilities (resources) and tools (equipment) at City Hall to contribute to the collection of evidence to support a court injunction as directed by Council on June 26, 2019.
- Research and identify the Bylaws, Policies and Procedures of other Canadian municipality Corporate Security Office's in the balance of municipal asset preservation, civic engagement on municipal property and peaceful enjoyment and use of public open space area.

SCOPE

The Corporate Security Office will be providing a scaled approach and response to its reviews. Initial recommendations on items that need to be actioned as soon as possible are provided in this report, specifically for the City Hall property. Additional recommendations are expected to be delivered in a follow-up Corporate Security Office report in the Fall of 2019 after the full review and analysis of the scope of this report is completed. The Corporate Security Office is currently conducting research related to the request from Council, including referencing several internal City policies and procedures for their application and commitments, legal case law where matters between municipalities and the public have been challenged, as well as municipal partner benchmarking. The Corporate Security Office is also reviewing the current physical security technology located at City Hall. This technical review is to ensure its effectiveness where matters of evidence collection to support lawful investigations require surveillance video that may be used for evidentiary purposes in court. The Corporate Security Office will also be providing proposed recommendations related to physical environment changes to City Hall and its exterior ground, to reduce the impact and likelihood of risk to Members of Council, City staff and members of the public who wish to exercise their rights through peaceful assembly in the public sphere realm.

The following internal City policies are being reviewed for their potential application to this matter;

- Code of Conduct for Employees Policy (Schedule A – Conflict of Interest, Schedule D – Outside Employment and Activity)
- Code of Conduct Procedure

- Harassment and Discrimination Prevention Policy
- Personal Harassment Prevention Policy
- Violence in the Workplace Prevention Policy
- Violence in the Workplace Prevention Procedure
- Recreations “Zero-Tolerance” program
- R-Zone program, currently under development

The following legislated and governance aspects are being reviewed for their potential application to this matter;

- Criminal Code of Canada
- Canadian Charter of Rights and Freedoms
- Federal Case Law (Freedom of Expression Challenges)
- Provincial Case Law (Trespass to Property Act, Municipal Act)
- Provincial Legislations (Trespass to Property Act, Occupiers Liability Act, Municipal Act)
- Hamilton Municipal By-Law’s
- Information and Privacy Commissioner of Ontario (IPC) – Guidelines for the Use of Video Surveillance

The following Canadian municipalities are being benchmarked through Corporate Security’s networking partnerships for their potential application to this matter;

- City of Toronto
- City of Ottawa
- City of Brampton
- City of Mississauga
- City of Guelph
- Region of Niagara
- City of Calgary
- City of Edmonton
- City of Markham
- City of Vaughn
- City of Burlington
- Town of Oakville
- City of Oshawa

FINDINGS

Signage on the exterior of City Hall does not identify the expectations related to behavior and conduct for persons who enter the property and use its services and facilities. Existing exterior signage related to surveillance technology does not appear to capture all regular entry points to the property to ensure notice at all entry points for pedestrian and vehicle traffic.

Security staff (City and contracted) require additional education and training on the collection, review and analysis of camera surveillance records, sign and verbal messaging and physical materials for determining if hate messaging as defined by the Criminal Code of Canada has been used by members of the public in their attendance and participation in gatherings at City Hall.

City staffing resources in the Corporate Security Office in working collaboratively with Hamilton Police during gathering events at City Hall are likely to impact negatively through the delayed delivery of planned projects and services to City staff and internal client's city wide.

City Hall does not currently have safety mitigation tools such as pedestrian barriers and railings that are used by Hamilton Police in the enforcement of keeping the peace during rallies and demonstrations where separation of opposing sides is an effective tactic. Hamilton Police have recently rented for a short term, pedestrian barriers to support peaceful gatherings at City Hall, however the ownership and storage of this material by the City would allow for quick and effective deployment for future events as they arise.

The current surveillance camera technology on the exterior of City Hall is a hybrid of older and new equipment, however its current methodology and application provides general surveillance and significant areas without coverage. The current placements and types of camera technology do not provide records that are sufficient for evidentiary purposes rather than general surveillance coverage. The enhancement of the exterior surveillance cameras would be able to use the existing cabling and recording infrastructure in place already.

The City Hall forecourt area provides an open area for the peaceful enjoyment of the space, however during times of congested congregation by the public and staff, physical barriers to control and prevent pedestrians from entering intentionally where the sidewalk may be blocked or accidentally into live traffic lanes are not currently in place. Additionally, mitigation tools and measures to prevent vehicle penetration into the forecourt at all times are not in place.

Assemblies and demonstrations take place both during normal working hours as well as after normal working hours including evenings and weekends. Currently, trained staff resources are inadequate to ensure that peaceful assemblies and demonstrations can take place on City Property including not only City Hall but other City owned facilities.

RECOMMENDATIONS

1. Corporate Security Office in coordination with Facility Management, Human Resources and Corporate Communications, produce and post signage to notify all persons entering the City Hall property of the expectations related to

behaviour and conduct while on City property, and the City's Zero Tolerance approach regarding harassment, discrimination, hate, violence and criminal behaviour, including the collection of evidence to support law enforcement investigations. A sample image of this signage is attached to this report as "Appendix A – Sample Signage"

- Financial Impact
 - No new financial impact is expected, as this recommendation will be funded through existing funding sources.

Management Response: Agree,

2. Corporate Security Office create a procedure for all security staff on how to collect, document, analyze and report on surveillance, materials and messaging during public gatherings and distribute their findings and evidence when required to various City divisions (i.e. Human Resources, Legal Services) and external Law Enforcement partners for further follow-up and investigation related to potential harassment, discrimination, hate, violence and criminal behaviour taking place in the open public spaces on the City Hall property.
 - Financial Impact
 - No financial impact is expected as a result of this recommendation.

Management Response: Agree,

3. Corporate Security Office to procure safety mitigating tools such as portable barriers to support Hamilton Police in the enforcement of safe and peaceful demonstrations that take place in the City Hall outdoor public space.
 - Financial Impact
 - No new financial impact is expected, as this recommendation will be funded through existing funding sources.

Management Response: Agree,

4. Corporate Security Office to procure the enhancement of the City Hall property video surveillance technology to increase its current general surveillance capacity to a evidentiary purpose solution.
 - Financial Impact
 - No new financial impact is expected, as this recommendation will be funded through existing funding sources.

Management Response: Agree,

5. Corporate Security Office to research, identify and report on physical environment enhancements to the City Hall exterior open space to promote the safety and security of all persons who are attending the property for peaceful use and enjoyment of the space.
 - Financial Impact
 - The potential financial impact of this recommendation is unknown until the proposed changes are sourced.

Management Response: Agree,

6. Corporate Security Office hire and train a Security Investigator for the purpose of providing security related services at City owned properties as required including but not limited to Assemblies and Protests. Corporate Security Office to further identify and report on future security staffing resource enhancements for City Hall to ensure appropriate resource levels are responsive to the needs of Members of Council and its Committee's, City staff, contractors, residents and visitors in the delivery of good government.
 - Financial Impact
 - Estimated at \$90K for the Security Investigator. Future financial impacts to be determined.

Management Response: Agree,

Appendix A – Sample Signage

Hamilton

**ZERO TOLERANCE
of harassment and discrimination**

All individuals on City of Hamilton properties are expected to maintain safe and respectful behaviour at all times.

Harassment, discrimination, hate, violence or any criminal behaviour will not be tolerated, and will be investigated by law enforcement.

**This property is equipped
with automated video
surveillance.****Corporate Security Office cso@hamilton.ca**

Personal information is being collected under the authority of the Municipal Act 2001, S.O c.25 and the Occupier's Liability Act for the purpose of protecting City assets, employees and the public. Questions regarding personal information should be directed to: Manager, Records & Freedom of Information, Office of the City Clerk, 71 Main Street West, 1st Floor, Hamilton, Ontario L8P 4Y5

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Procedure for Notification of Assembly or Demonstration on City of Hamilton Public Spaces

The City of Hamilton recognizes the fundamental rights under Section 2 of the *Canadian Charter of Rights and Freedoms* as they are exercised through peaceful assemblies such as demonstrations, protests, parades, marches, vigils, picketing and other similar activities.

Assemblies and demonstrations should not interfere with the operation of City Hall. The City of Hamilton has an obligation to protect the safety and welfare of its employees, Council members, citizens doing business at City Hall and to ensure that the delivery of public services is not compromised. Therefore, any activity must be peaceful and considerate of the rights of all users of public space. This procedure sets out the process for notifying the City of Hamilton of your intent to assemble or demonstrate.

Note: The City of Hamilton does not approve, or issue permits for activities associated with assemblies and demonstrations and there is no fee to use public space for these purposes.

Notification Procedure

1. The organizer, defined as the individual in charge of the gathering, will notify the City of Hamilton of the intent to stage an assembly or demonstration by submitting a ‘Notification of Assembly or Demonstration Form.’
2. The Notification allows City stakeholders (e.g. Hamilton Police Service, City of Hamilton Corporate Security Office) to be informed of impacts on their areas of responsibility and to ensure that there are no conflicts with other scheduled activities.
3. Notifications will be submitted online at _____.
4. Once a Notification is submitted, the organizer will receive a confirmation email. Organizers will be contacted by City staff directly if there is a conflict with previously scheduled activities or requests.

Before completing the Notification of Assembly or Demonstration Form, please ensure that you:

1. Familiarize yourself with the Guidelines and Restrictions for Assemblies and Demonstrations ([hyperlink](#))
2. Familiarize yourself with the Hate Related Activities on City Properties Policy and Procedure ([hyperlink](#))
3. Complete and submit your form prior to the demonstration date with as much notice as possible, however notice of 72 hours is appreciated.

Guidelines and Restrictions for Assemblies and Demonstrations

Assemblies and demonstrations held on City of Hamilton property, including the Robert Morrow Forecourt, do not require approval and are not considered formal events. As such, the City does not provide resources to assist or support these types of activities.

Citizens can visit Hamilton.ca for Notification of Assembly or Demonstration procedures. While the City of Hamilton does not issue permits for demonstrations the following Guidelines and Restrictions ensure the safety and enjoyment of other users in the space.

- Forms should be submitted a minimum of 72 hours in advance to ensure that:
 - The identified space remains open and accessible to members of the public;
 - Activities which are contrary to City policies or by-laws or provincial or federal laws are not conducted or promoted, and;
 - Activities are not conducted or promoted that have the potential to incite violence and/or hatred.

The following activities are prohibited during Assemblies and Demonstrations:

- Use of generators;
- Use of electrical outlets;
- Distribution of food or beverage;
- Use of flames or candles (electronic candles permitted);
- Interfering with a picnic, organized gathering or event authorized by permit;
- Selling, offering to sell, or displaying for sale;
- Soliciting for business or charity;
- Distribution of circulars, advertisements, or promotional items;
- Driving a vehicle other than on a designated roadway or parking area;
- Use of any sound amplifying equipment;
- Engaging in riotous, boisterous, violent, threatening, or illegal activity, or using profane or abusive language;
- Engaging in any activity that creates a nuisance or that interferes with the use and enjoyment of the space by other persons;
- Engaging in any activity that may cause injury or damage to any person, animal, tree or property;
- Erecting, placing or installing any permanent or temporary structure, tent or booth;
- Closing a road;
- Littering on City property;
- Affixing or installing temporary or permanent posters/signs/banners;
- Use of temporary or permanent markings such as chalk, crayons, markers, spray paint, etc.

Notification of Demonstration Form

iso-8859-1	74154873631007	/portal/digital/mc		/portal/digital/mc	
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Organizer Information

Name of Organizer*:

--	--

Position within Organization:

--	--

Phone*:

Email Address*:

--

Organization Information

Name of Affiliated Organization*:

--	--

Website URL:

--	--

Social Media Link:

--	--

Demonstration Information

Start Date*:

--	--

Start Time*:

--	--

End Date*:

--

End Time*:

--

Location*:

Anticipated Attendance (number of people)*:

--	--

Describe the Reason for the Assembly or Demonstration*:

Will you have any posters?*

Yes No

Will you have any signs?*

Yes No

Will you have any flags?*

Yes No

Will there be any public speeches / addresses?*

*Note: Use of microphones or loudspeakers, etc. are prohibited.

Yes No

Will there be any recognizable personalities or present?*

Yes No

Will there be City Councillors or other elected officials present?*

Yes No

Requested media presence?*

Yes No

Confirmed media presence?*

Yes No

I have read and agree to abide by the Guidelines and Restrictions for Assemblies and Demonstrations.*

I have read and agree to abide by the Hate Related Activities on City Properties Policy and Procedure.*

(*) Denotes a required field of the submission form

CITY OF HAMILTON MOTION

General Issues Committee: July 8, 2019

MOVED BY COUNCILLOR N. NANN.....

SECONDED BY MAYOR / COUNCILLOR.....

Modifications to the Guidelines and Criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program

WHEREAS, the City of Hamilton’s Strategic Plan recognizes and supports the need for affordable housing units as one of the City’s top priorities;

WHEREAS, the City’s financial incentive programs delivered through the Economic Development Division, which include: the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program, were created to provide an economic catalyst for developing, redeveloping or renovating residential/commercial lands and buildings within Downtown Hamilton; Community Downtowns; the Mount Hope/Airport Gateway; Business Improvement Areas and “Commercial Corridors”, including the Barton and Kenilworth Commercial Corridors; and, the properties that front onto Barton Street between James Street North and Victoria Avenue North, as identified in the Downtown and Community Renewal Community Improvement Project Area;

WHEREAS, these incentive programs have contributed to the creation of approximately 700 new residential dwelling units and 134 renovated dwelling units since 2002;

WHEREAS, these incentives require that all residential units meet current property standards, fire code standards, and proper zoning as well as building code requirements; thereby, creating safe and legal residential dwelling units;

WHEREAS, these incentive programs continue to provide an important means by which the City is helping to increase housing supply in Hamilton;

WHEREAS, there is community concern that there is the potential that the property improvements supported by these incentive programs could potentially contribute to the displacement of vulnerable tenants;

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to make any necessary modifications to the guidelines and criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program to ensure that:
 - (i) Any property improvements funded by these incentive programs do not result in the permanent displacement of an existing tenant, as a result of the improvement;
 - (ii) Tenants are provided full and comprehensive information, verified by, and in consultation with Housing Services staff, regarding their legal rights if any property improvements that are funded by these incentive programs have the potential to disrupt or impact the tenants; and,
 - (iii) The explicit value and nature of the City's financial contribution to any property improvement is disclosed to the Landlord and Tennant Board in any matter involving an application for an above-guideline rent increase.

CITY OF HAMILTON

MOTION

General Issues Committee: July 8, 2019

MOVED BY COUNCILLOR J. P. DANKO.....

SECONDED BY COUNCILLOR

City-Wide Stormwater Rate Program Review

WHEREAS, stormwater charges are currently based on usage volume of potable water consumed and are not sufficient to fund the full cost of Hamilton’s stormwater infrastructure;

WHEREAS, stormwater management infrastructure is critical to control the quantity and quality of runoff, reduce flood damage and improve local water quality,

WHEREAS, climate change is resulting in more frequent, high intensity storms and elevated Lake Ontario water levels, which impact infrastructure and create challenges for residents;

WHEREAS, the City currently operates 123 stormwater management facilities and is anticipating an additional 43 to be incorporated into the inventory within the next 5 years;

WHEREAS, in 2019, the City is responding to elevated Lake Ontario water levels with temporary controls and pumping at an estimated cost \$2.5M - \$3M to minimize flooding and protect the Woodward Avenue Wastewater Treatment Plant;

WHEREAS, stormwater rates provide a dedicated, stable and fair funding source for stormwater management infrastructure and related costs and provide incentive for better private property management of stormwater runoff and pollution; and,

WHEREAS, many other municipalities in Ontario have implemented a dedicated stormwater rate to fund stormwater programs;

THEREFORE, BE IT RESOLVED:

That staff be directed to review a Stormwater Rate Program for the City of Hamilton and report back to the General Issues Committee with a framework and options for implementation.

11.3

CITY OF HAMILTON

MOTION

General Issues Committee: July 8th, 2019

MOVED BY COUNCILLOR N. NANN

SECONDED BY COUNCILLOR

Integrating an Equity, Diversity & Inclusion (EDI) Framework to the Policies and Procedures of the Selection Committee and Interview Sub-Committees respecting the Appointment of Citizens to the City’s Agencies, Boards and Committees

WHEREAS, the City’s Strategic Plan states that diversity and inclusion are to be embraced and celebrated;

WHEREAS, the City’s Strategic Plan also states “Hamilton has an open, transparent and accessible approach to City government that engages with and empowers all citizens to be involve in their community”;

WHEREAS, Council approved establishing an EDI framework and directed staff to prepare a report on the steps that would be required to implement an equity, diversity and inclusion lens framework to City policy and program development, practices, service delivery, budgeting, business planning and prioritization, and report back to General Issues Committee no later than Q3 2019;

WHEREAS, the current City of Hamilton Policy respecting the Appointment of Citizens to the City’s Agencies, Boards, Commissions, Advisory (Volunteer) Committees and Sub-Committees approved by Council on September 12, 2018 does not systematically integrate current and best practices of Equity, Diversity & Inclusion (EDI) in the recruitment, application, selection and interview processes;

WHEREAS, many other Canadian municipalities are also reviewing and improving their selection practices to achieve EDI outcomes;

THEREFORE, BE IT RESOLVED:

- (a) That as part of the EDI framework, staff include recommendations for integrating an Equity, Diversity and Inclusion (EDI) framework to the City of Hamilton Policy respecting the Appointment of Citizens to the City’s Agencies, Boards, Commissions, Advisory (Volunteer) Committees and Sub-Committees, including:
 - (i) training and orientation of Selection Committee members and supporting staff to implement the revised recruitment, application, selection and interview processes; *and*

11.3

- (b) That the final EDI policy and procedures for Selection Committee be implemented starting with the 2022-2026 term of Council.

11.4

CITY OF HAMILTON**MOTION**

GIC: July 8, 2019

MOVED BY COUNCILLOR J. FARR

SECONDED BY MAYOR / COUNCILLOR

Amendment to Item 8 of the General Issues Committee Report 18-014, respecting Report PED16253(b) – 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program

WHEREAS, at its meeting of December 11, 2013, Council approved Item 14 of the General Issues Committee Report 13-026, respecting Report PED13208 - 18-28 King Street East – Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program;

WHEREAS, at its meeting of December 9, 2015, Council approved an amendment to Item 14 of the General Issues Committee Report 13-026, respecting Report PED13208 - 18-28 King Street East – Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, to extend the submission deadline for completion of the program applications to December 31, 2016;

WHEREAS, at its meeting of January 25, 2017, Council approved Item 4 of the Planning Committee Report 17-001, respecting the Hamilton Municipal Heritage Committee Report 16-010, December 15, 2016 regarding Report PED16193(a) Heritage Permit Application HP2016-028, under Part IV of the *Ontario Heritage Act*, for the Demolition of the Buildings at 24 and 28 King Street East, Hamilton;

WHEREAS, Hughson Business Space Corporation has advised that they plan to restore all five properties, and conditional site plan approval was issued on November 27, 2017, with an addendum containing further conditions being added on August 2, 2018;

WHEREAS, at its meeting of December 6, 2016, Council approved Item 30 of the General Issues Committee Report 17-025, respecting Report PED13208(a) - 18-28 King Street East – Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, which extended the submission deadline for completion of the program applications to June 1, 2018;

WHEREAS, a Heritage Permit for the retention and restoration of the front portion of 24 and 28 King Street East and a fifth storey addition was approved on September 7, 2018;

WHEREAS, at its meeting of June 27, 2018, Council approved Item 8 of the General Issues Committee Report 18-014, which extended the submission deadline for Building Permit Applications to January 31, 2019; and

WHEREAS, at its meeting of February 13, 2019, Council approved Item 7.5 an Amendment to Item 8 of the General Issues Committee Report 18-014, which again extended the submission deadline for Building Permit Applications to July 31, 2019 as well as extending the submission deadline for the Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program for the completion of the program applications to January 31, 2020;

THEREFORE, BE IT RESOLVED:

- (a) That subsections (a) and (b) to Item 8 of the General Issues Committee Report 18-014, respecting Report PED16253(b) – 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, be amended by deleting the words “January 31, 2020, and replacing them with the words “**July 31, 2020**”; and, by deleting the second reference to the word “July 31, 2019” and replacing it with the word “**January 31, 2020**”; to read as follows:

8. 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program (PED16253(b)) (Ward 2) (Item 8.1)

- (a) That the deadline for the submission of a separate, completed Hamilton Heritage Property Grant Program (HHPGP) Application for each 18, 20, 22, 24 and 28 King Street East, for the previously approved conditional grant commitment to an upset limit of \$850,000 for the Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn and William Rogan) the registered owners, be extended to no later than ~~January 31, 2020~~ **July 31, 2020**, conditional upon the receipt of a Building Permit Application being submitted to the City for the redevelopment of 18-28 King Street East no later than ~~July 31, 2019~~ **January 31, 2020**;
- (b) That the deadline for the submission of a separate, completed GORE Building Improvement Grant Program (GBIGP) Application for each 18, 20, 22, 24 and 28 King Street East, for the previously approved conditional grant commitment to an upset limit of \$250,000 under the GORE Building Improvement Grant Program (GBIGP) for Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn and William Rogan), the registered owners, be extended to no later than ~~January 31, 2020~~ **July 31, 2020** conditional upon the receipt of a Building Permit Application being submitted to the City for the redevelopment of 18-28 King Street East no later than ~~July 31, 2019~~ **January 31, 2020**; and,

- (b) That subsection (c) to Item 8 of the General Issues Committee Report 18-014, respecting Report PED 16253 (b) – 18-28 King Street East, Extension of Conditional Approval, Hamilton Heritage Property Grant Program and GORE Building Improvement Grant Program, be amended by deleting the word “July 31, 2019” and replacing it with the word “**January 31, 2020**”, to read as follows:
- (a) That, should the Hughson Business Space Corporation (Linda Barnett, David Blanchard, Ronald Quinn and William Rogan) the registered owners of 18, 20, 22, 24 and 28 King Street East not submit a Building Permit Application for the redevelopment of 18-28 King Street East by ~~July 31, 2019~~ **January 31, 2020**, staff be directed to report back to the General Issues Committee for direction as to whether or not the conditional grant commitments, under the Hamilton Heritage Property Grant Program (HHPGP) and GORE Building Improvement Grant Program (GBIGP), for those properties should continue to be valid.