



City of Hamilton
GENERAL ISSUES COMMITTEE

Meeting #: 19-012
Date: June 19, 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

	Pages
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	
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6.3 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)	47

6.4	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)	48
6.5	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)	53
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10.	DISCUSSION ITEMS	
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	Discussion of Private & Confidential Appendix "A" to Report HUR19015/LS19024/FCS19056 in Closed Session would be pursuant to Section 8.1, Sub-sections (d) and (f) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (d) and (f) of the <i>Ontario Municipal Act, 2001</i> , as amended, labour relations or employee negotiations; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.	
10.3	Transit Area Rating Review Sub-Committee Terms of Reference (FCS19058) (City Wide)	96

10.4	Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (PED19119/LS19021) (Ward 15)	102
10.5	Capital Projects Work-in-Progress Review Sub-Committee Report 19-004, May 23, 2019	114
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11. MOTIONS

12. NOTICES OF MOTION

13. GENERAL INFORMATION / OTHER BUSINESS

14. PRIVATE AND CONFIDENTIAL

14.1 Closed Session Minutes – June 5, 2019

Pursuant to Section 8.1, Sub-sections (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (f) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to 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 of the municipality or local board.

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

Pursuant to Section 8.1, Sub-sections (e) , (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (e), (f) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to 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 of the municipality or local board.

14.3 Downtown Office Accommodations (PED16175(a)/PW16060(a)) (Ward 2)

Pursuant to Section 8.1, Sub-sections (c), (e) and (f) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (c), (e) and (f) 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; 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 of the municipality or local board.

15. **ADJOURNMENT**



GENERAL ISSUES COMMITTEE MINUTES 19-011

9:30 a.m.

Wednesday, June 5, 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, T. Jackson,
E. Pauls, J. P. Danko, B. Clark, M. Pearson, L. Ferguson,
A. VanderBeek, J. Partridge

Absent: Councillor C. Collins – Personal
Councillor T. Whitehead – Other City Business

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

- 1. International Association of Horticultural Producers Expo 2025 (PED19109) (City Wide) (Item 7.2)**

(Partridge/Danko)

That Report PED19109, respecting the International Association of Horticultural Producers Expo 2025, be received.

CARRIED

- 2. Small Business Enterprise Centre - 2018 Activity Report (PED19114) (City Wide) (Item 7.3)**

(Partridge/Danko)

That Report PED19114, respecting the Small Business Enterprise Centre - 2018 Activity Report, be received.

CARRIED

- 3. Revised Locke Street Business Improvement Area (BIA) Board of Management (PED19111) (Ward 1) (Item 7.4)**

(Merulla/Wilson)

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

- (a) Erica Savoy
- (b) Sylvia Brade

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

4. Commonwealth Games 2030 (PED19108) (City Wide) (Item 9.1)

(Eisenberger/Merulla)

- (a) That the General Manager of Planning and Economic Development be authorized and directed to develop a Memorandum of Understanding with Hamilton 100 confirming their commitment to lead the 2030 Commonwealth Games Hosting Proposal (Part 1) detailing their financial commitment, the scope of work they are assuming, and resources required from the City of Hamilton to complete the work, in a form satisfactory to the City Solicitor, **and report back to the General Issues Committee;**
- (b) That staff be directed to review and analyze the Hamilton 100's Hosting Proposal (Part 1) and report back to General Issues Committee on November 6, 2019, in order to receive Council direction prior to the Commonwealth Games Canada submission deadline of November 22, 2019;
- (c) ***That staff, in consultation with Hamilton 100, through the Hosting Proposal, be directed to incorporate the legacy of affordable housing through the transition of the Athlete Village to affordable housing; and,***
- (d) ***That staff be directed to request that Hamilton 100 consider including the Mayor and/or a City Councillor to the Hamilton 100 Committee for the 2030 Commonwealth Games.***

Result: MAIN MOTION, AS AMENDED, CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

5. Downtown Entertainment Assets Operating Agreements (CM18013(a)) (City Wide) (Item 9.2)

(Eisenberger/Clark)

- (a) That an extension of the existing Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P. (Global Spectrum), which is consistent with the terms set out in Appendix "A" to Report CM18013(a), be approved;
- (b) That an extension of the existing Facility Operating Agreement between the City of Hamilton, the Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd. (Carmen's Group), which is consistent with the terms set out in set out in Appendix "B" to Report CM18013(a), be approved;
- (c) That the Mayor and the City Clerk be authorized and directed to execute any documents, with content acceptable to the City Manager and in a form acceptable to the City Solicitor, required to give effect to an extension to the Management Agreement between the City of Hamilton and Global Spectrum Facility Management, L.P. (Global Spectrum); and,
- (d) That the Mayor and the City Clerk be authorized and directed to execute any documents, with content acceptable to the City Manager and in a form acceptable to the City Solicitor, required to give effect to an extension to the Facility Operating Agreement between the City of Hamilton, the

Hospitality Centre Corporation and Mercanti Banquet & Convention Centre Ltd. (Carmen's Group).

- (e) ***That staff be directed to include specific language, regarding termination of the five-year extension to the Downtown Entertainment Assets Operating Agreements, to address the potential redevelopment possibilities and not impede that process to the satisfaction of the City Solicitor.***

Result: MAIN MOTION, AS AMENDED, CARRIED by a vote of 13 to 0, as follows:

YES - Councillor Maureen Wilson
 CONFLICT - Councillor Jason Farr
 YES - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

6. Funding for Site Operational Costs for Tesla Electric City Festival Partnered Event at Hamilton Museum of Steam and Technology (PED19110) (Ward 4) (Item 10.1)

(Pearson/Ferguson)

That the site operational costs of \$13,390 for the development and implementation of the Tesla Electric City Festival at the Hamilton Museum of Steam and Technology (HMST), to be funded from the Economic Development Investment Fund (112221), be approved.

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - 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
 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

7. Downtown Office Vacancy and Employment Survey (PED19112) (Wards 1, 2 and 3) (Item 10.2)

(Ferguson/VanderBeek)

That Report PED19112, respecting the Downtown Office Vacancy and Employment Survey, be received.

CARRIED

8. Capital Projects Work-in-Progress Review Sub-Committee Report 19-003, May 7, 2019 (Item 10.3)

(Pearson/Wilson)

Public Works - Capital Projects Status Report as of December 31, 2018 (FCS18077(b)) (City Wide) (Item 10.1)

- (a) That the Capital Projects Status Report, Public Works Tax Supported Projects, as of December 31, 2018, attached as Appendix "A" to Report FCS18077(b), be received; and,
- (b) That the Capital Projects Status Report, Public Works Rate Supported Projects, as of December 31, 2018, attached as Appendix "B" to Report FCS18077(b), be received.

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - 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

9. Greater Bay Area Sub-Committee Report 19-001, May 10, 2019 (Item 10.4)

(Partridge/VanderBeek)

(a) Election of Co-Chairs (Item 1)

- (i) That Councillor L. Ferguson be appointed as the City of Hamilton Co-Chair to the Greater Bay Area Sub-Committee for the 2018-2022 term; and,
- (ii) That Councillor K. Galbraith be appointed as the City of Burlington Co-Chair to the Greater Bay Area Sub-Committee for the 2018-2022 term.

(b) Greater Bay Area Terms of Reference Review (Item 10.1)

That the composition of the Greater Bay Area Sub-Committee, as set out in the Greater Bay Area Sub-Committee Terms of Reference, be amended as follows:

- (i) Both Mayor's from the City of Hamilton and City of Burlington;
- (ii) Two members of Burlington City Council; and,
- (iii) Two members of Hamilton City Council.

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - 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

10. Business Improvement Area Advisory Committee Report 19-005, May 14, 2019 (Item 10.5)

(Ferguson/Merulla)

International Village Business Improvement Area Expenditure Request (Item 11.1)

That the expenditure request from the International Village Business Improvement Area in the amount of \$11,102.39 for promotion of the Business Improvement Area, banners and marketing initiatives, to be funded from the Shared Parking Revenue Program (Parking Revenue Account 815010-45559), be approved.

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - 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

11. Navy League Licence Agreement - Barton Community Hub (PED19077) (Ward 2) (Item 10.6)

(Farr/Pearson)

- (a) That a Licence Agreement between the City of Hamilton (Licensor) and the Navy League of Canada (Licensee) for the use of a portion of the Barton Community Hub, as shown in Appendix "A" attached to Report PED19077, based substantially on the terms and conditions outlined in Confidential

Appendix “B” attached to Report PED19077, and such other terms and conditions deemed appropriate by the General Manager of Planning and Economic Development Department, be approved;

- (b) That the General Manager, Planning and Economic Development Department or designate, acting on behalf of the City as Licensor, be authorized to provide any consents, approvals and notices related to the subject Licence Agreement, as shown in Appendix “A” attached to Report, based substantially on the terms and conditions, outlined in Confidential Appendix “B” attached to Report PED19077;
- (c) That the City Solicitor be authorized and directed to revise, amend and waive terms of the License Agreement, between the City of Hamilton (Licensor) and the Navy League of Canada (Licensee) for the use of a portion of the Barton Community Hub, as she considers appropriate;
- (d) That the Real Estate and Legal fees of \$1,500, for the Licence Agreement between the City of Hamilton (Licensor) and the Navy League of Canada (Licensee) for the use of a portion of the Barton Community Hub, be funded from Account No. 55778-790016 and credited to Account No. 45408-812036;
- (e) That the Mayor and Clerk be authorized and directed to execute the Licence Agreement, between the City of Hamilton (Licensor) and the Navy League of Canada (Licensee) for the use of a portion of the Barton Community Hub, and all other necessary associated documents, in a form satisfactory to the City Solicitor; and,
- (f) That Confidential Appendix “B” – Business Terms and Conditions to Report PED19077, respecting the Navy League Licence Agreement - Barton Community Hub, remain confidential until completion of the real estate transaction.

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

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

**12. Hamilton Future Fund Board of Governors Report 19-001, May 28, 2019
(Item 10.8)**

(Eisenberger/Clark)

(a) Appointment of Chair and Vice-Chair

- (i) That T. Weisz be appointed as Chair of the Hamilton Future Fund Board of Governors for the 2018-2022 Term of Council; and,
- (ii) That Councillor J. Partridge be appointed as Vice-Chair of the Hamilton Future Fund Board of Governors for the 2018-2022 Term of Council.

**(b) Treasurer's Investment Report 2018 Fiscal Year by Aon (FCS19019)
(City Wide) (Referred from Audit, Finance and Administration
Committee - May 2, 2019) (Item 7.1)**

That Report FCS19019, respecting the Treasurer's Investment Report 2018 Fiscal Year by Aon, be received.

**(c) Hamilton Future Fund Reserve Status and Project Funding as of
December 31, 2018 (FCS19044) (Item 7.2)**

That Report FCS19044, respecting Hamilton Future Fund Reserve Status and Project Funding, as of December 31, 2018, be received.

**(d) Deliberations on the Grant Applications received for the November 1,
2018 - January 14, 2019 Opening of the Hamilton Future Fund (Item
10.1)**

- (i) That staff be directed to invite the following grant applicants and appropriate City staff to a future meeting of the Hamilton Future Fund Board of Governors to make a presentation:
 - (1) 91st Highlanders Athletic Association (Item 10.1.a)
 - (2) Ancaster Tennis Club (Item 10.1.d)

- (ii) That staff be directed to invite the following grant applicants to a future meeting of the Hamilton Future Fund Board of Governors to make a presentation:
- (1) Beach Canal Lighthouse Group (Item 10.1.f)
 - (2) Hamilton Malayalee Samajam (Item 10.1.q)
 - (3) North Hamilton Community Health Centre (Item 10.1.ab)
- (iii) That the following Hamilton Future Fund grant applications be denied:
- (1) Ancaster Agricultural Society (Item 10.1.b)
 - (2) Ancaster Soccer Club (Item 10.1.c)
 - (3) Bay Area Restoration Council (Item 10.1.e)
 - (4) Beautiful Alleys (Item 10.1.g)
 - (5) Big Brothers Big Sisters of Halton and Hamilton (Item 10.1.h)
 - (6) Binbrook Agricultural Society (Item 10.1.i)
 - (7) City School by Mohawk (Item 10.1.j)
 - (8) Croatian Sports and Community Centre of Hamilton (Item 10.1.k)
 - (9) Eva Rothwell Centre (Item 10.1.l)
 - (10) Habitat for Humanity Hamilton (Item 10.1.m)
 - (11) Hamilton Chamber of Commerce (Item 10.1.n)
 - (12) Hamilton Jr. Bulldogs (Item 10.1.p)
 - (13) Hamilton Music Collective (Item 10.1.r)
 - (14) Hamilton Naturalists' Club (Item 10.1.s)
 - (15) Hamilton Philharmonic Orchestra (Item 10.1.t)
 - (16) Hamilton Public Library (Item 10.1.u)
 - (17) I Am Awear (Item 10.1.v)
 - (18) March of Dimes Canada (Item 10.1.x)
 - (19) Mathstronauts (Item 10.1.z)
 - (20) North End Breezes (Item 10.1.aa)
 - (21) St. Matthew's House (Item 10.1.ac)
 - (22) The Apostolic Holiness Church (Item 10.1.ad)
 - (23) The Salvation Army Lawson Ministries Hamilton (Item 10.1.ae)
 - (24) Wellwood (Item 10.1.af)
 - (25) YMCA (Item 10.1.ag)
 - (26) YWCA (Item 10.1.ah)
- (iv) That the grant application from the Hamilton Conservation Foundation (Item 10.1.o) for the construction of a Canal Park Viewing Platform in the amount of \$100,000, be approved;

- (v) That the grant application from Living Rock (Item 10.1.w) for kitchen improvements in the amount of \$34,182, be approved; and,
- (vi) That the grant application from Margaret's Place Hospice (Item 10.1.y) for the construction of the main dining/lounge common area in a residential hospice in the amount of \$250,000, be approved.

(e) Citizen Resignation from the Hamilton Future Fund Board of Governors (Item 11.1)

- (a) That the resignation of Marie Scime from the Hamilton Future Fund Board of Governors, be received; and,
- (b) That the Selection Committee be requested to fill the citizen appointee vacancy on the Hamilton Future Fund Board of Governors.

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

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

13. New Hope Community Bikes (Item 12.1)

(Merulla/Farr)

That funding for the New Hope Community Bikes Program in the amount of \$6,000, to be funded from the Ward 4 Area Rating Discretionary project (#3301909400), to help offer safe cycling education, provide access to affordable transportation, and foster a rich and inclusive cycling community, be approved.

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

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

14. Rogers Hometown Hockey Tour Event (Item 12.2)

(Ferguson/Eisenberger)

WHEREAS, hockey, and festivals contribute to a vibrant city;

WHEREAS, Rogers Hometown Hockey is a four-day, free, public festival designed to bring families and the community together over a love of hockey and will include community hockey clinics, live music, local talent and performers, NHL alumni and hockey themed sponsor activities;

WHEREAS, it has been requested that the City of Hamilton confirm its interest and desire to host the Rogers Hometown Hockey Event to be held in Ancaster during the 2019-2020 hockey season; and,

WHEREAS, the Rogers Hometown Hockey Event will provide an opportunity to showcase Hamilton nationally as Hamilton's hosted Rogers Hometown Hockey Tour will be featured during an hour-long televised broadcast on Sportsnet;

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton confirm its interest in hosting the Rogers Hometown Hockey Event in the 2019-2020 hockey season;
- (b) That the Mayor and City Clerk be authorized and directed to execute a Letter of Intent, a Letter of Agreement and all other ancillary documents necessary to host the Rogers Hometown Hockey Event in the 2019-2020

hockey season, in a form satisfactory to the City Solicitor with content approved by the General Manager, Planning and Economic Development;

- (c) That, if selected, Tourism and Culture staff, in collaboration with Recreation staff, be directed to establish a Local Organizing Committee comprised of City staff and community stakeholders to oversee the planning and implementation of the Rogers Hometown Hockey event;
- (d) That, if selected, funding in the amount of \$60,000, to host the Rogers Hometown Hockey Event in the 2019-2020 hockey season, to be funded through Reserve Account 112231- Conventions, Sports Events Grant Reserves, be approved; and,
- (e) That, if selected, staff be directed to report through the 2020 budget process (GIC) on a sustainable funding strategy, not reliant on reserves, for in-year Convention and Sports Events.

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

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

15. Parking at Geoff Walker Real Estate for Golf Canada Tournament (Item 12.2)

(Ferguson/Eisenberger)

WHEREAS, the Canadian Open is underway and will be completed on Sunday, June 9, 2019;

WHEREAS, the City has made a contribution to Golf Canada with the very reason being City economic prosperity; and,

WHEREAS, Geoff Walker Real Estate has a parking lot at 280 Wilson Street E., Ancaster, for approximately 20 cars;

THEREFORE, BE IT RESOLVED:

That Geoff Walker Real Estate be permitted to park cars at their lot at 280 Wilson Street E. Ancaster for the duration of the 2019 Golf Canada tournament.

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

16. Development Charges Deferral Agreement 122E with 1778235 Ontario Inc. – Status Litigation Update (LS19015/FCS19049) (City Wide) (Item 14.1)

(Pearson/Jackson)

- (a) That Report LS19015/FCS19049, respecting the Development Charges Deferral Agreement 122E with 1778235 Ontario Inc. – Status Litigation Update, be received; and,
- (b) That Report LS19015/FCS19049, respecting the Development Charges Deferral Agreement 122E with 1778235 Ontario Inc. – Status Litigation Update, remain confidential.

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

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

YES - 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
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

1. DISCUSSION ITEMS (Item 10)

10.7 Downtown Entertainment Assets Operating Agreements
(CM18013(a)) (City Wide)

A presentation has been added to this report; therefore, the matter has been moved to Item 9.2.

10.8 Hamilton Future Fund Board of Governors Report 19-001, May 28, 2019

2. NOTICES OF MOTION (Item 12)

12.1 New Hope Community Bikes

12.2 Rogers Hometown Hockey Tour Event

3. PRIVATE & CONFIDENTIAL (Item 14)

14.1 Development Charges Deferral Agreement 122E with 1778235 Ontario Inc. – Status Litigation Update (LS19015/FCS19049) (City Wide)

Pursuant to Section 8.1, Sub-sections (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (f) and (k) of the *Ontario*

Municipal Act, 2001, as amended, as the subject matter pertains to 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 of the municipality or local board.

(Clark/Pearson)

That the agenda for the June 5, 2019 General Issues Committee meeting, be approved, as amended.

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

(b) DECLARATIONS OF INTEREST (Item 2)

Councillor J. Farr declared a possible interest to Item 9.2, respecting Report CM18013(a) – Downtown Entertainment Assets Operating Agreements, as he is an announcer at the Hamilton Honey Badgers games.

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

(i) May 15, 2019 (Item 4.1)

(Nann/Wilson)

That the Minutes of the May 15, 2019 meeting of the General Issues Committee be approved, as presented.

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

(d) DELEGATION REQUESTS (Item 6)

(Partridge/Merulla)

That the following delegation requests be approved, as follows:

- (i) Erica May, HCA Dance Theatre, to inform the Committee of the HCA Dance Theatre and the Future of Dance in Hamilton (For the June 19th GIC) (Item 6.1)**

That the delegation request, submitted by Erica May, HCA Dance Theatre, to inform the Committee of the HCA Dance Theatre and the future of dance in Hamilton, be approved to appear before the General Issues Committee on June 19, 2019.

- (ii) 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 (For the June 19th GIC) (Item 6.2)**

That the delegation request, submitted by 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, be approved to appear before the General Issues Committee on June 19, 2019.

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

(e) CONSENT ITEMS (Item 7)

- (i) Business Improvement Area Advisory Committee Minutes 19-004, April 9, 2019 (Item 7.1)**

(Partridge/Danko)

That the Minutes of April 9, 2019 meeting of the Business Improvement Area Advisory Committee, be received.

CARRIED

(f) STAFF PRESENTATIONS (Item 9)

- (i) Commonwealth Games 2030 (PED19108) (City Wide) (Item 9.1)**

Carrie Brooks-Joiner, Acting Director of Tourism & Culture, addressed Committee and provided a PowerPoint presentation respecting Report PED19108 - Commonwealth Games 2030.

(Pearson/VanderBeek)

That the presentation, respecting Report PED19108 - Commonwealth Games 2030, be received.

CARRIED

(Merulla/Farr)

That Report PED19108, respecting Commonwealth Games 2030, be amended by adding a new sub-section (c), to read as follows:

- (c) *That staff, in consultation with Hamilton 100, through the Hosting Proposal, be directed to incorporate the legacy of affordable housing through the transition of the Athlete Village to affordable housing.*

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

(Pauls/Eisenberger)

That Report PED19108, respecting Commonwealth Games 2030, be amended by adding a new sub-section (d), to read as follows:

- (d) *That staff be directed to request that Hamilton 100 consider including the Mayor and/or a City Councillor to the Hamilton 100 Committee for the 2030 Commonwealth Games.*

Result: AMENDMENT CARRIED by a vote of 12 to 1, as follows:

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

YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(Clark/Merulla)

That sub-section (a) to Report PED19108, respecting Commonwealth Games 2030, be amended by deleting the words “and execute” and by adding the words “**report back to the “General Issues Committee”**”, to read as follows:

- (a) That the General Manager of Planning and Economic Development be authorized and directed to develop ~~and execute~~ a Memorandum of Understanding with Hamilton 100 confirming their commitment to lead the 2030 Commonwealth Games Hosting Proposal (Part 1) detailing their financial commitment, the scope of work they are assuming, and resources required from the City of Hamilton to complete the work, in a form satisfactory to the City Solicitor, **and report back to the General Issues Committee;**

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

YES - Councillor Maureen Wilson
YES - Councillor Jason Farr
NOT PRESENT - Councillor Nrinder Nann
YES - Councillor Sam Merulla
NOT PRESENT - Councillor Chad Collins
YES - 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
YES - Councillor Arlene VanderBeek
YES - Councillor Lloyd Ferguson
YES - Councillor Maria Pearson
YES - Councillor Brad Clark

(ii) Downtown Entertainment Assets Operating Agreements (CM18013(a)) (City Wide) (Item 9.2)

John Hertel, Director, Strategic Partnerships & Communications; and, Ryan McHugh, Senior Development Consultant, addressed Committee and provided a PowerPoint presentation respecting Report CM18013(a) - Downtown Entertainment Assets Operating Agreements.

(Wilson/Nann)

That the presentation, respecting Report CM18013(a) - Downtown Entertainment Assets Operating Agreements, be received.

CARRIED**(Wilson/Pauls)**

That consideration of Report CM19013(a), respecting the Downtown Entertainment Assets Operating Agreements, be DEFERRED to until after the Closed Session portion of the meeting, in order to allow for discussion of Private & Confidential Appendices "G" and "H" to that report.

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

YES - Councillor Maureen Wilson
 CONFLICT - Councillor Jason Farr
 NOT PRESENT - 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
 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

(Clark/Eisenberger)

That Report CM19013(a), respecting the Downtown Entertainment Assets Operating Agreements, be amended by adding a new sub-section (e), to read as follows:

- (e) *That staff be directed to include specific language regarding termination of the five-year extension, to the Downtown Entertainment Assets Operating Agreements, to address the potential redevelopment possibilities and not impede that process to the satisfaction of the City Solicitor.***

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

YES - Councillor Maureen Wilson
 CONFLICT - Councillor Jason Farr
 NOT PRESENT - Councillor Nrinder Nann

YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

(g) DISCUSSION ITEMS (Item 10)

**(i) Navy League Licence Agreement - Barton Community Hub
(PED19077) (Ward 2) (Item 10.6)**

(Farr/Pearson)

That Report PED19077, respecting the Navy League Licence Agreement for the Barton Community Hub, be LIFTED from the TABLE.

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

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

(h) NOTICES OF MOTION (Item 12)

Councillor S. Merulla introduced a Notice of Motion respecting New Hope Community Bikes.

(i) New Hope Community Bikes (Item 12.1)

(Merulla/Jackson)

That the rules of order be waived to allow for the introduction of a Motion respecting New Hope Community Bikes.

Result: Motion CARRIED by a 2/3rd vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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 13.

Councillor L. Ferguson introduced a Notice of Motion respecting Rogers Hometown Hockey Tour Event.

(ii) Rogers Hometown Hockey Tour Event (Item 12.2)

(Ferguson/Merulla)

That the rules of order be waived to allow for the introduction of a Motion respecting the Rogers Hometown Hockey Tour Event.

Result: Motion CARRIED by a 2/3rd vote of 12 to 0, as follows:

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr

NOT PRESENT - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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 14.

(iii) Parking at Geoff Walker Real Estate during the 2019 Golf Canada Tournament (Item 12.3)

(Ferguson/Merulla)

WHEREAS, the Canadian Open is underway and will be completed on Sunday, June 9, 2019;

WHEREAS, the City has made a contribution to Golf Canada with the very reason being City economic prosperity; and,

WHEREAS, Geoff Walker Real Estate has a parking lot at 280 Wilson Street E., Ancaster, for approximately 20 cars;

THEREFORE, BE IT RESOLVED:

That Geoff Walker Real Estate be permitted to park cars at their lot at 280 Wilson Street E. Ancaster for the duration of the 2019 Golf Canada tournament.

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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
 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 15.

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

(i) Amendments to the Outstanding Business List (Item 13.1)

(VanderBeek/Jackson)

That the following amendments to the General Issues Committee's Outstanding Business List, be approved:

- (i) Items to be removed:
- (1) International Association of Horticultural Producers Expo 2025 (Addressed as Item 7.2 on today's agenda – Report PED19109)
 - (2) Commonwealth Games 2030 (Addressed as Item 10.1 on today's agenda – Report PED19108)
 - (3) Independent Special Investigation of the City's Internal Processes, Managerial Systems and Procedures regarding Friction Management in Relation to the Red Hill Valley Parkway (No longer required, as Council will be moving forward with a judicial inquiry)
 - (4) Downtown Entertainment Assets – Proposals (Addressed as Item 10.8 on today's agenda - Report CM18013(a))
- (ii) Proposed New Due Dates:
- (1) Update on Request for Information – Downtown Parking Structure
 Current Due Date: May 15, 2019
 Proposed New Due Date: December 4, 2019

- (2) Revenue Enhancement Opportunities at the John C. Munro International Airport
Current Due Date: June 5, 2019
Proposed New Due Date: December 4, 2019
- (3) Third Party Review - Sports, Entertainment and Convention Venues Review
Current Due Date: June 19, 2019
Proposed New Due Date: August 12, 2019

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr
 NOT PRESENT - Councillor Nrinder Nann
 YES - Councillor Sam Merulla
 NOT PRESENT - Councillor Chad Collins
 YES - 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
 YES - Councillor Arlene VanderBeek
 YES - Councillor Lloyd Ferguson
 YES - Councillor Maria Pearson
 YES - Councillor Brad Clark

(j) PRIVATE & CONFIDENTIAL (Item 14)

(Pauls/Jackson)

That Committee move into Closed Session respecting Item 14.1 and Appendices "G" and "H" to Item 9.2, pursuant to Section 8.1, Sub-sections (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (f) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to 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 of the municipality or local board.

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

YES - Councillor Maureen Wilson
 YES - Councillor Jason Farr

NOT PRESENT - Councillor Nrinder Nann
YES - Councillor Sam Merulla
NOT PRESENT - Councillor Chad Collins
YES - Councillor Tom Jackson
YES - 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

(k) ADJOURNMENT (Item 13)

(Pearson/Eisenberger)

That there being no further business, the General Issues Committee be adjourned at 1:48 p.m.

CARRIED

Respectfully submitted,

B. Johnson, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk

6.1

Form: Request to Speak to Committee of Council

Submitted on Tuesday, May 21, 2019 - 1:05 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Larissa Fenn

Name of Organization: Hamilton Port Authority

Contact Number: 9055254330 ext 235

Email Address: lfenn@hamiltonport.ca

Mailing Address: 605 James St N., Hamilton, ON L8L 1K1

Reason(s) for delegation request:

Annual Hamilton Port Authority update to GIC.

Presenter: Ian Hamilton, President & CEO

We would like to present to the September 4, 2019 GIC meeting please.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? Yes

6.2

Form: Request to Speak to Committee of Council

Submitted on Monday, May 27, 2019 - 10:29 am

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: David Carter

Name of Organization: Innovation Factory

Contact Number: 905-630-2564

Email Address: david.carter@innovationfactory.ca

Mailing Address:

101A - 175 Longwood Rd. S.

Hamilton, ON

L8P 0A1

Reason(s) for delegation request: June 19th GIC
Presentation to Support Report PED19120

Will you be requesting funds from the City? Yes

Will you be submitting a formal presentation? Yes

David Carter

david.carter@innovationfactory.ca

GIC Update

June 19, 2019



+ First, Thank You

- Of course, your financial contribution of \$50k
- Support from
 - The Mayor, and Councilors
 - City Managers Office
 - Economic Development Team
 - Small Business Enterprise Centre
 - EcDev Team
 - Public Works

+ Innovation Factory

We meet with over 400 companies/yr. Depending on stage we support them with ...

- Programming/education
- 1-1 mentorship
- PR
- investment support (we do not fund directly)
- Introductions
- Research (via a Provincial program)

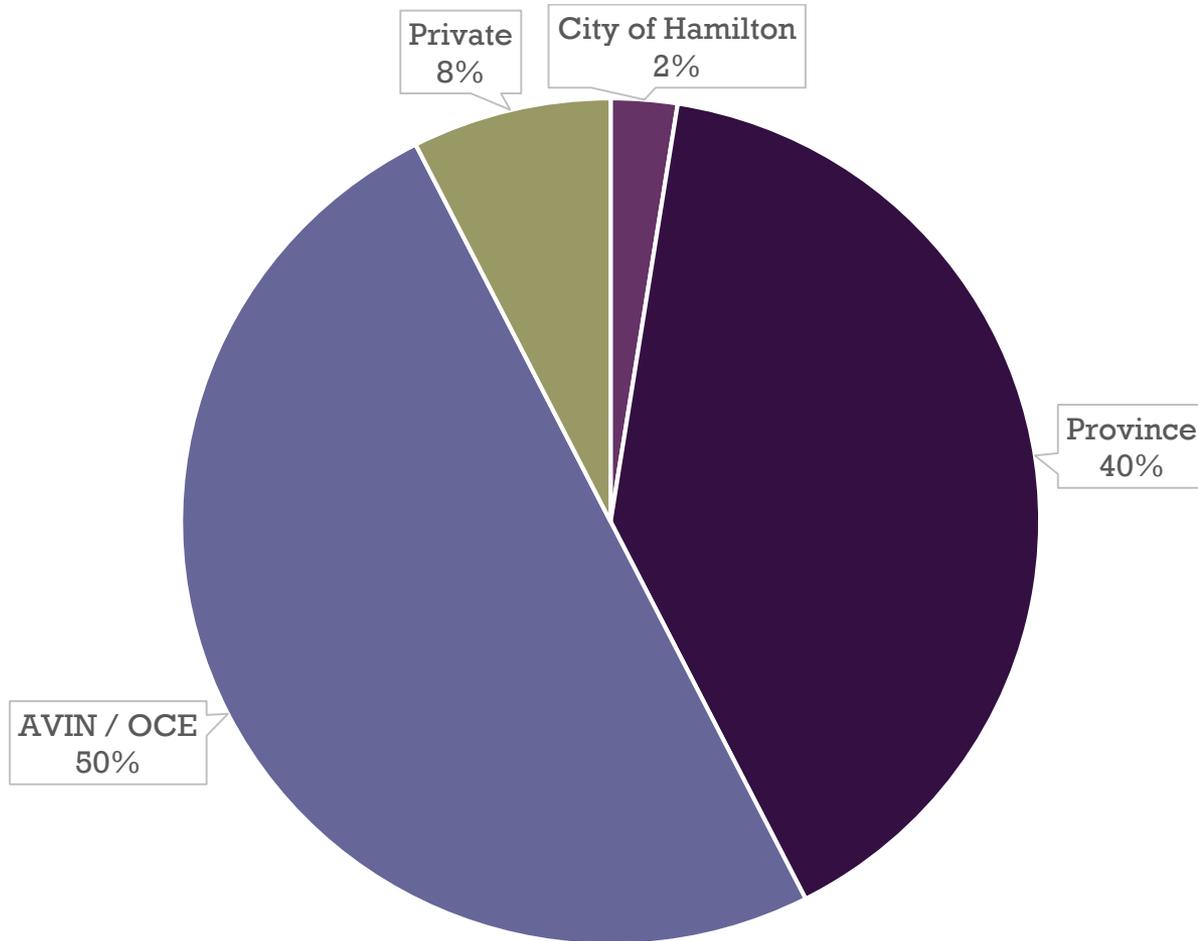
Manage and Support the Ecosystem

- Track funding across all sectors
- Attract funding for Hamilton based programs
- New Companies, Successes
- Resources
- Attract local funding



Funding

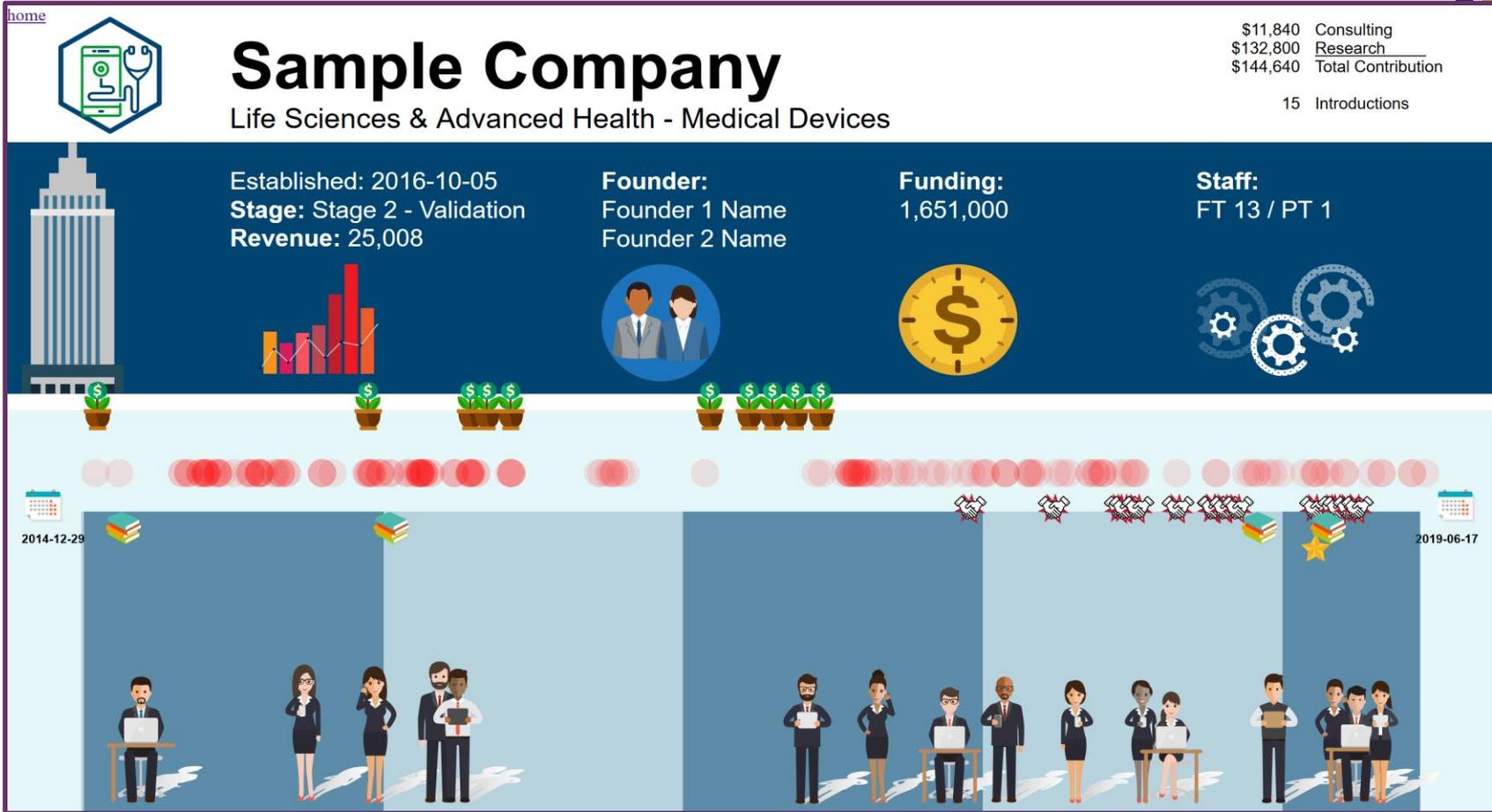
Approximately \$2million annually + \$1million in-kind



+ City of Hamilton Investment \$50k

- Every \$1 invested by COH has been matched with \$40 in other funding
- Our \$2m budget is predominantly spent in Hamilton
 - Staff
 - Office Space
 - Goods and Services
- Recent Equipment purchase from Nokia is being put into Hamilton City infrastructure.
- That investment attract hundreds of millions in funding to our start-ups

+ A Typical Client Infographic



+ By the Numbers

1,920	clients
20,861	hours of meetings
27,458	event attendees
1,594	introductions (tracked since June 1, 2017)
\$345m	in funding to our ecosystem *

* Does not mean Innovation Factory lead funding activities.

A Quick Landscape Tour



MOHAWK



Software Hamilton



hamilton chamber of commerce

co/motion



techalliance of southwestern ontario

THE FORGE



COMMUNITECH



AngelONE Spreading Our Wings

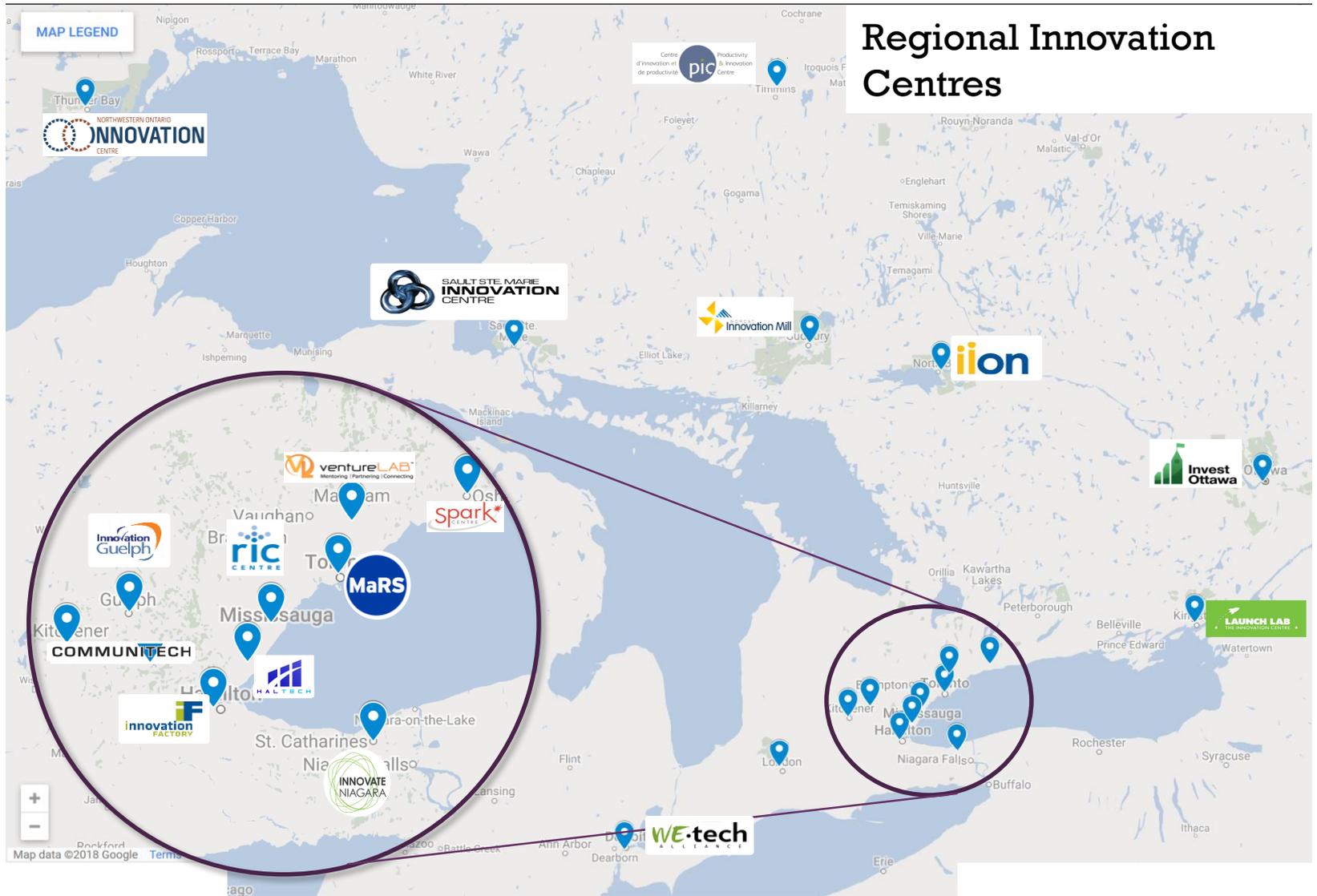


iion



Canada





+ Our Landscape



+ What if you didn't support us

- Province would likely consolidate us into MaRS (Toronto) or Communitech (Waterloo)
- No advocates for program funding to Hamilton specifically
- No tracking of regional outcomes
- \$2m in annual centre funding spent in another community.
- No regional events like Lions Lair
btw: Gala is **September 26, 2019**



LiON'S LAIR
Hamilton Chamber of Commerce & Innovation Factory



Thank You

David Carter

David.Carter@InnovationFactory.ca

6.3

Form: Request to Speak to Committee of Council

Submitted on Monday, May 27, 2019 - 10:35 am

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Ian DeWaard**Name of Organization:** CLAC**Contact Number:** 5194964536**Email Address:** idewaard@clac.ca**Mailing Address:**

129 Weir Rd.

Lynden, ON L0R1T0

Reason(s) for delegation request:

I hope to address the committee at its June 19th meeting.

I will be speaking to an anticipated city staff report in connection to Sched. 9 of Bill 66, and to the decision facing council to allow the bill take its course in Hamilton, rather than to opt out of the bill. .

This decision must be made before July 3, so the June 19th GIC meeting is the only opportunity to make a delegation on this important issue.

Will you be requesting funds from the City? No**Will you be submitting a formal presentation? No**

6.4

Form: Request to Speak to Committee of Council

Submitted on Friday, May 31, 2019 - 9:03 am

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Phil Gillies

Name of Organization: Ontario Construction Consortium

Contact Number: 647-385-8474

Email Address: phil@ontarioconstructionconsortium.org

Mailing Address:

595 Bay Street

Suite 1202

Toronto

M5G 2C2

Reason(s) for delegation request: The Ontario Construction Consortium would like to speak should there be deputations on Bill 66 and the future of the City's contract with the province's construction unions.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? Yes

**Remarks to General Issues Committee of Hamilton
City Council**

**Phil Gillies – Executive Director, Ontario
Construction Consortium**

June 19, 2019

Thank you, Mayor Eisenberger, and members of the General Issues Committee, for the opportunity to speak today about the download provision of Bill 66. The Ontario Construction Consortium believes the interests of Hamilton are best served by remaining within your contractual agreement with the province's construction unions.

The existing arrangement militates towards high quality work, safer job sites and a robust training sector. And the magnitude of perceived savings cited by proponents of open shop tendering are, we believe, wildly inaccurate – in some cases bordering on the ludicrous.

I would ask you to consider the following points:

- **Those who tell you that the City stands to save tens of millions of dollars through this change – and speak of construction projects saving 15%, 25%, 40% - these claims fly in the face of the evidence and in fact defy logic.**
- **Typically, 20 to 30% of the cost of a major construction project is labour. 70% plus is materials, equipment, engineering and design, front office, financing, leasing and rental costs.**
- **So, if the unionized labour is 10 to 20% more expensive than non-unionized – 10 or 20% of 20% is 2 to 4%. Not 15, 25 or 40%. 2 to 4%.**

- In fact, the City of Toronto staff report on this subject, from September 2008, estimated the cost differential to be even lower - 1.75%. I know that report is somewhat dated, but it is one of the better studies performed in Ontario by any credible body.

And in the more recent staff report in Toronto, dated May 29th of this year, City Manager Chris Murray stated: *“it is unclear how much increased competition the City will receive on its construction tenders as a result of becoming a non-construction employer and consequently it is not possible to determine with any certainty what, if any, savings will result.”*

I’m sure you would agree that Mr Murray is a wise and steady municipal administrator, who indeed served the City of Hamilton well for many years.

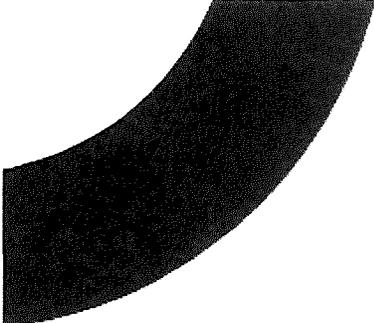
- Quite apart from the costs associated with a contract, I ask you to consider the following:
 - The unions and unionized contractors invest heavily in apprenticeships. The construction unions operate 95 state-of-the-art training centres across the province. There is provincial support for this, but the unions fund them with \$40 million of their own money annually. Eight of these union training centres are located in Hamilton, Burlington, Ancaster and Stoney Creek – including the Carpenters Union Training Centre on Stonechurch Road. If the sector is weakened, who is going to pick up the slack and fund the training of the next generation of skilled tradespersons? The Province? **A COST TO THE TAXPAYER**

- **Unionized construction workers usually have pensions and benefits. Their non-unionized counterparts, probably not. So, the union members are less likely to be dependent on publicly funded programs if they become sick or disabled, or when they retire. THE NON-UNIONIZED WORKERS ARE MORE LIKELY TO SEE THESE COSTS FALL TO THE TAXPAYER**

- **Union jobsites are safer. A study done by the Institute for Work and Health looked at 7 years of WSIB claims from 45,000 construction firms in Ontario – between 2006 and 2012. The study found 23% lower rate of injuries requiring time off work in the unionised sector. For critical, life-threatening injuries – the rate is 29% lower on the unionized sites. So, there are lives and health at stake here, and once again – UNSAFE JOB SITES POSE A COST TO THE TAXPAYER.**

- **And we should take a look at some of the unorganized contractors – who often style their workers as ‘independent operators’ so they can avoid their employer obligations to pay into CPP, EI and WSIB. The loss of these payments is ANOTHER COST TO THE TAXPAYER**

- **The opponents of the union contracts say a wide range of contractors are restricted from bidding on City jobs because of the existing arrangement. But a look at the Carpenters Union Local 18 website shows close to 200 affiliated general and specialty contractors.**

- 
- **Finally, some observers maintain that some construction projects go over budget because of the cost of union labour. On examination, however, you'll find that more often than not project costs go up because of change orders made after the original project budget is set. I am not a procurement expert, but former City of Hamilton head of procurement Stephen Bauld is, and he has written extensively on this subject – in academic papers, in Municipal World, Daily Commercial News and in ReNew Magazine. He has stated he sees no evidence to substantiate that the bulk of project cost overruns in City of Hamilton construction projects have been due to the use of unionized trades. Change orders to a project are made by the architects and contractors – not by the construction unions.**

At the end of the day, I would contend there is likely no significant cost saving to the City to tearing up the union contracts. But the loss in apprenticeship training capacity, the loss of experienced and well-trained tradesmen, the loss of workers being paid a living wage, the loss of benefits and pensions that provide for Hamilton's workers and their families – those are very real costs. Those are costs we court by voting for Schedule 9 of Bill 66.

The relationship between the City of Hamilton and its construction union partners offers many benefits for the people of Hamilton. We question the magnitude of perceived savings to be gained by tearing up those contracts. The existing arrangement fosters high-quality work, safer job sites, fair treatment of your tradespeople and a robust training sector that can only benefit Hamilton's future.

Don't shortchange Hamilton's future, vote to stay under the umbrella of your construction union contracts.

Thank you.

6.5

Form: Request to Speak to Committee of Council

Submitted on Monday, June 3, 2019 - 10:53 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Sean Reid

Name of Organization: Progressive Contractors Association of Canada

Contact Number: 905-802-1003

Email Address: sreid@pcac.ca

Mailing Address: 82 Main Street East, Unit A, Grimsby, Ontario, L3M 1N3

Reason(s) for delegation request: Bill 66 - Open Tendering, Advocating for Open Tendering in the City of Hamilton to NOT opt-out of Bill 66

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? Yes



Hamilton

**Cleanliness and Security in the Downtown Core
Task Force**

Minutes 18-004

1:00 p.m.

Thursday, September 13, 2018

Present: Councillor J. Farr (Chair)
S. Braithwaite (Vice Chair), K. Jarvi, J. Maurice, S. Sutherland,
C. Topp

**Absent with
Regrets:** Councillor C. Collins – City Business
S. Mirza – Parental Leave
T. Potocic - Personal

FOR THE INFORMATION OF THE TASK FORCE:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised that there were no changes to the agenda.

(Braithwaite/Jarvi)

That the agenda for the September 13, 2018 meeting of the Cleanliness and Security in the Downtown Task Force be approved, as presented.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 3)**(i) May 10, 2018 (Item 3.1)****(Topp/Jarvi)**

That the Cleanliness and Security in the Downtown Core Task Force Minutes dated May 10, 2018 be approved, as presented.

CARRIED**(d) DISCUSSION ITEMS (Item 8)****(i) Cigarette Butt Litter Prevention Program (Item 8.1)**

Peter Wobschall, Senior Project Manager, addressed the Committee respecting the Cigarette Butt Litter Prevention Program.

(Topp/Maurice)

That the verbal update respecting the Cigarette Butt Litter Prevention Program, be received.

CARRIED**(ii) Cigarette Butt Enforcement Report (Item 8.2)**

Kelly Barnett, Manager Service Delivery, addressed the Committee respecting the Cigarette Butt Litter Enforcement Report PED18154(a) which will be presented to the Planning Committee on September 18, 2018.

Councillor Farr asked for the Committee's input in drafting a Motion to be brought forward at the Planning Committee meeting in conjunction with the staff Report.

(Topp/Braithwaite)

That the following Motion be brought forward to the September 18, 2018 meeting of the Planning Committee:

WHEREAS, throughout the past term of Council, the Cleanliness and Security in the Downtown Core Task Force has actively engaged on the issue of cigarette butt litter respecting awareness and enforcement;

WHEREAS, the Keep Hamilton Clean and Green Committee is beginning an awareness campaign on the issue of cigarette butt litter to be funded \$10k from the Hamilton Water and \$65k from the Main Street Revitalization Initiative;

WHEREAS, the messaging of the education campaign may include warnings of pending enforcement; and,

WHEREAS, the cost of exclusive enforcement of cigarette butt litter on a part time basis for the period for one year would be approximately \$45k;

THEREFORE BE IT RESOLVED:

- (a) That Report PED18154(a) respecting Cigarette Butt Litter Enforcement, be received;
- (b) That the request from the Cleanliness and Security in the Downtown Core Task Force for a one-year pilot program, to immediately follow the nine-month awareness campaign, that offers a part time Municipal Law Enforcement Officer dedicated solely to enforcing cigarette butt litter be referred to the 2019 Budget process; and,
- (c) That in the event Council approves this pilot, the awareness campaign include warnings of pending enforcement of cigarette butt littering.

CARRIED

(Braithwaite/Sutherland)

That the verbal update respecting the Cigarette Butt Enforcement Report, be received.

CARRIED

(e) GENERAL INFORMATION / OTHER BUSINESS (Item 11)

(i) Police Attendance at Meetings (Added Item 11.1)

Susie Braithwaite expressed concerns with the lack of Police presence at the Cleanliness and Security in the Downtown Core Task Force and requested that the Committee Clerk ensure there are Police Officers in attendance for the next term.

(ii) Graffiti Update (Added Item 11.2)

Cameron Topp requested an update on graffiti management. Peter Wobschall, Senior Project Manager, provided an update to the Committee including:

- A staff report on graffiti will be on the September 17, 2018 Public Works Committee agenda, with costs for Council to consider for implementation in the spring

- New anti-graffiti graphic wraps for traffic boxes, without any blank spaces, are in development

(iii) Living Rough Update (Added Item 11.3)

Councillor Farr advised that homeless numbers have decreased, and a task force is being created to respond to complaints about the homeless occupying public spaces and to find housing for them.

(f) ADJOURNMENT (Item 12)

(Sutherland/Braithwaite)

That there being no further business, the Cleanliness and Security in the Downtown Core Task Force be adjourned at 2:23 p.m.

CARRIED

Respectfully submitted,

Councillor J. Farr, Chair
Cleanliness and Security in the
Downtown Core Task Force

Lisa Chamberlain
Legislative Coordinator
Office of the City Clerk

Hello. My name is Vitek Wincza. I am the Artistic and Executive Director of the not-for-profit organization, Hamilton Conservatory for the Arts Dance Theatre.

I began my artistic journey in this wonderful city with the 1997 Hamilton Nutcracker series: animating local venues and adapting the Nutcracker ballet to reflect local, Hamilton stories - I created this for young audiences with young performers, that inspired them to realize that Hamilton is a place where dreams can happen.

This show was annual event for many years to follow and the work evolved into developing HCA Dance Theatre, that has now been in operation since 2001 and gone on to produce works with Michael Ondaatje and other professional dance works with some of Canada's finest dancers and choreographers. Today, programs like Dusk Dances (now in its fifth year – for which I would like to give special thanks to Jason Farr for supporting and championing), also Together in Dance and Fear No Dance bring professional and semi-professional performances, workshops and public engagement opportunities for Hamiltonians of all ages in spaces across the city.

In the last year we have been engaging with the dance community in Hamilton: professional and semi-professional choreographers, dancers, teachers and administrators from many different backgrounds and communities – to discuss what these artists would like to do and how we can work together. How can we make dance visible and accessible? As Hamilton continues to grow as a city, the cultural landscape expands, and I believe that dance is underrepresented, and I am working to change that.

This year, we received our first operating grant from the Culture department – that will allow us to begin to grow our infrastructure to properly staff, promote and amplify our message; we think it is essential to come together in dance – to learn from our differences and celebrate what we have in common. Dance is a beautiful art form and form of creative expression, that naturally connects and builds community.

A new initiative we are developing is the Together in Dance multicultural dance festival. This festival will showcase and blend classical and modern - African, Polish, Indian and more - dance companies and will include performances, workshops, round table discussions and networking and community building opportunities. I believe this will create meaningful interaction and exchange between experienced and new generation artists and community members from different cultures across Hamilton and surrounding area – and make dance visible and accessible in this city.

To truly achieve this, we will need engagement and support from community members, local businesses- and our politicians; we need to work together to build and strengthen our cultural fabric – particularly the gorgeous form of dance in this rich, wonderful city.

In today's world it is more important than ever that we celebrate diversity and encourage and foster compassion, inclusion and a sense of belonging; if we look around the world we see the impact of not subscribing to these values. This city – our community members, our youth, our

next generation of leaders and influencers have so much potential. But we need to foster engagement and conversation. What better way to do that than through art and tradition and coming together in community.

We hope Council will support our efforts to bring Hamiltonians together in dance and celebration; we hope you can spread the word about our work and find ways to continue to financially support the efforts with grant support for administration and marketing...alone we can achieve little, together so much more - together we are better and stronger.

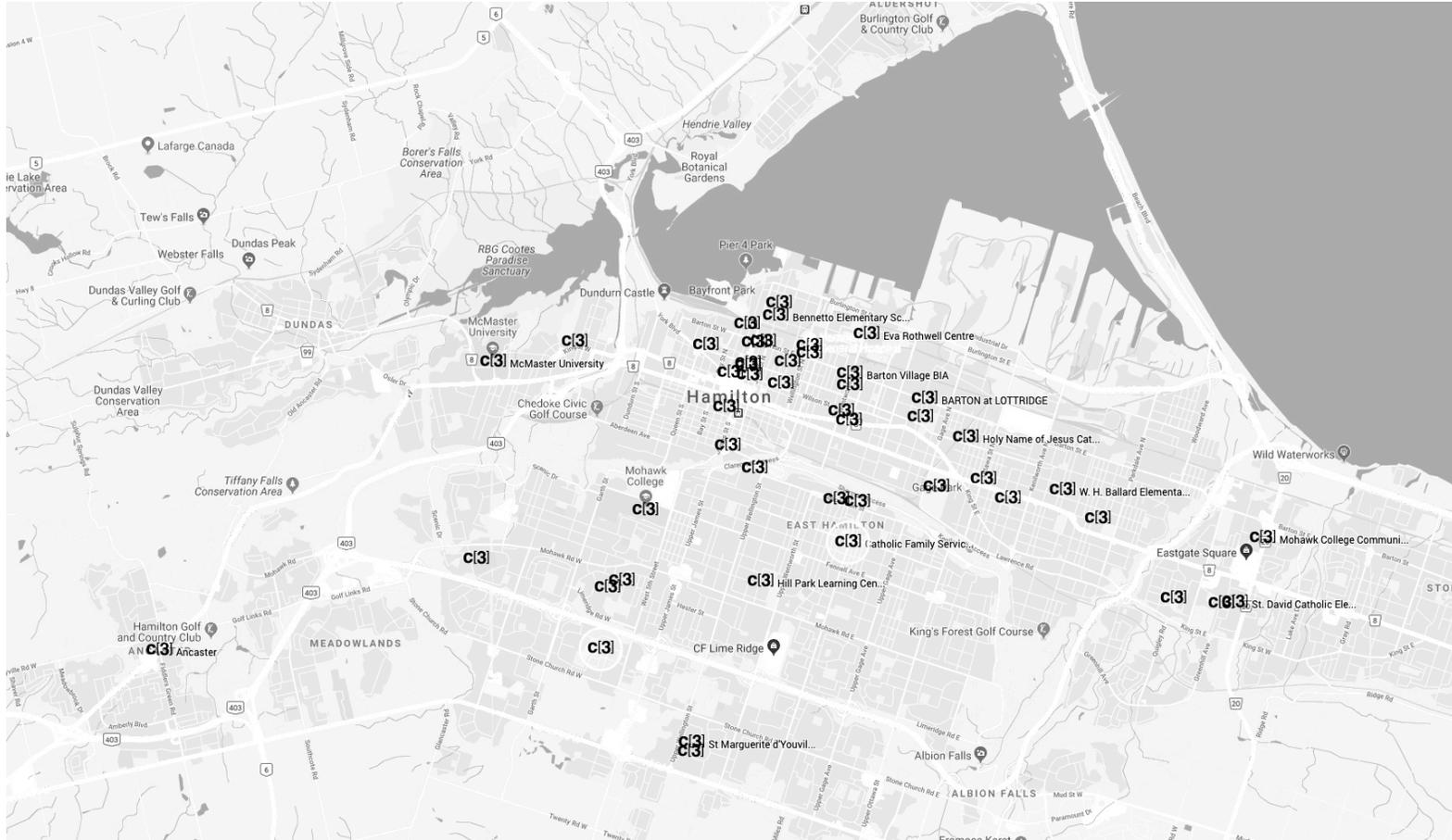
Thank you for your time.

centre [3]

for artistic + social practice

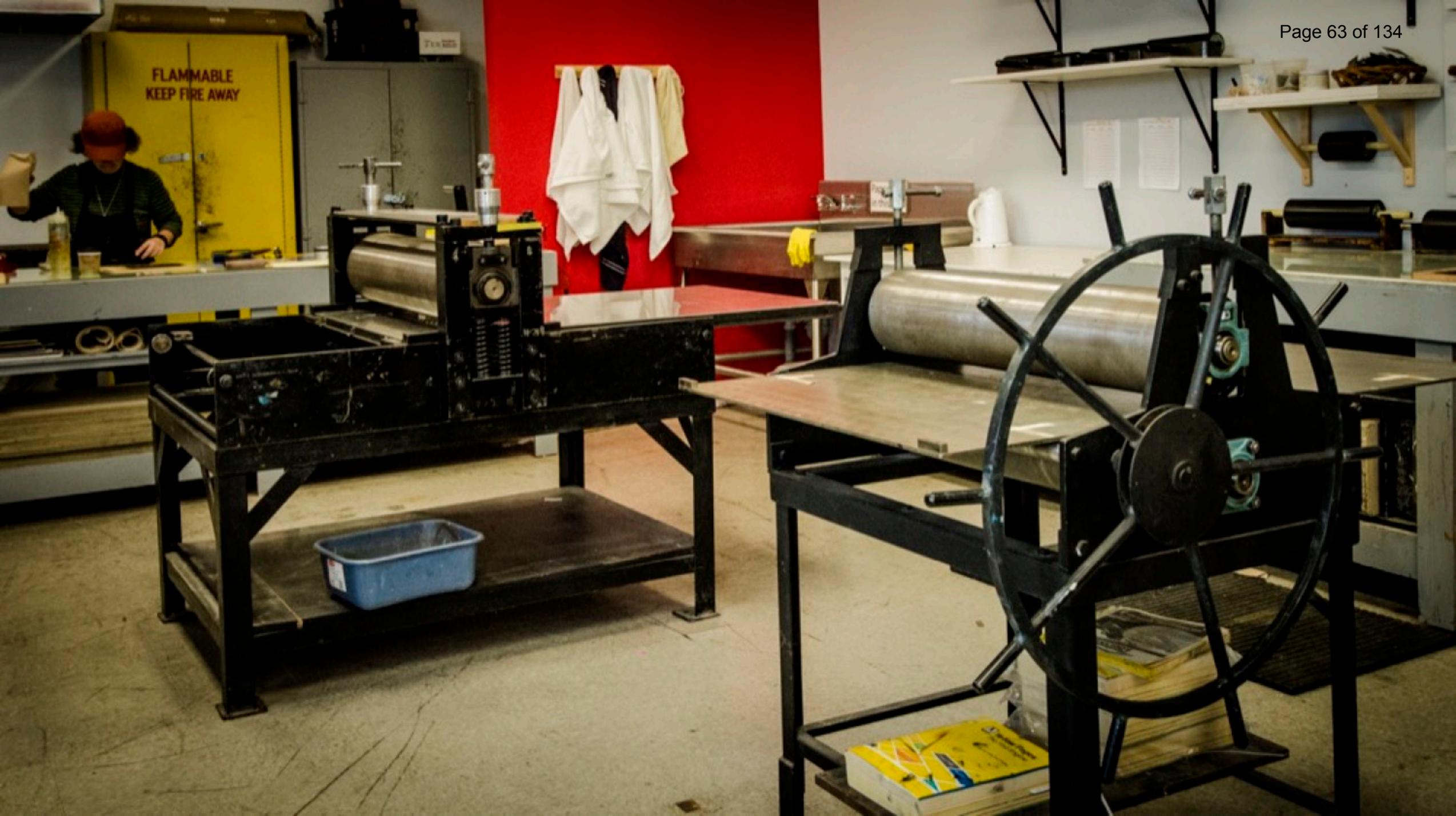


Centre[3] Impact



Mission Statement

Centre[3] is an artist run centre that supports artists and collaborates with communities to create social change through the arts



MAIN GALLERY



VibraFusion Lab: See Hear Feel What

Nicole Coulson: Portrait of Lake Ontario



MAIN GALLERY

We have featured renowned artists from all over the world.

New York City

Cuba

Japan

Spain

Istanbul

Shelley Niro: Award winning Aboriginal artist whose work hangs in the National Gallery of Canada



MEMBERS GALLERY



A space for our 300 members to showcase their work.

Art Crawl





**Urban
Green:**
artscarp

Urban Green: Artscarp



Too Hot to Handle (Art4Change)



Conference in partnership with McMaster and SACHA that examined gender based violence through the lens of art and academia.

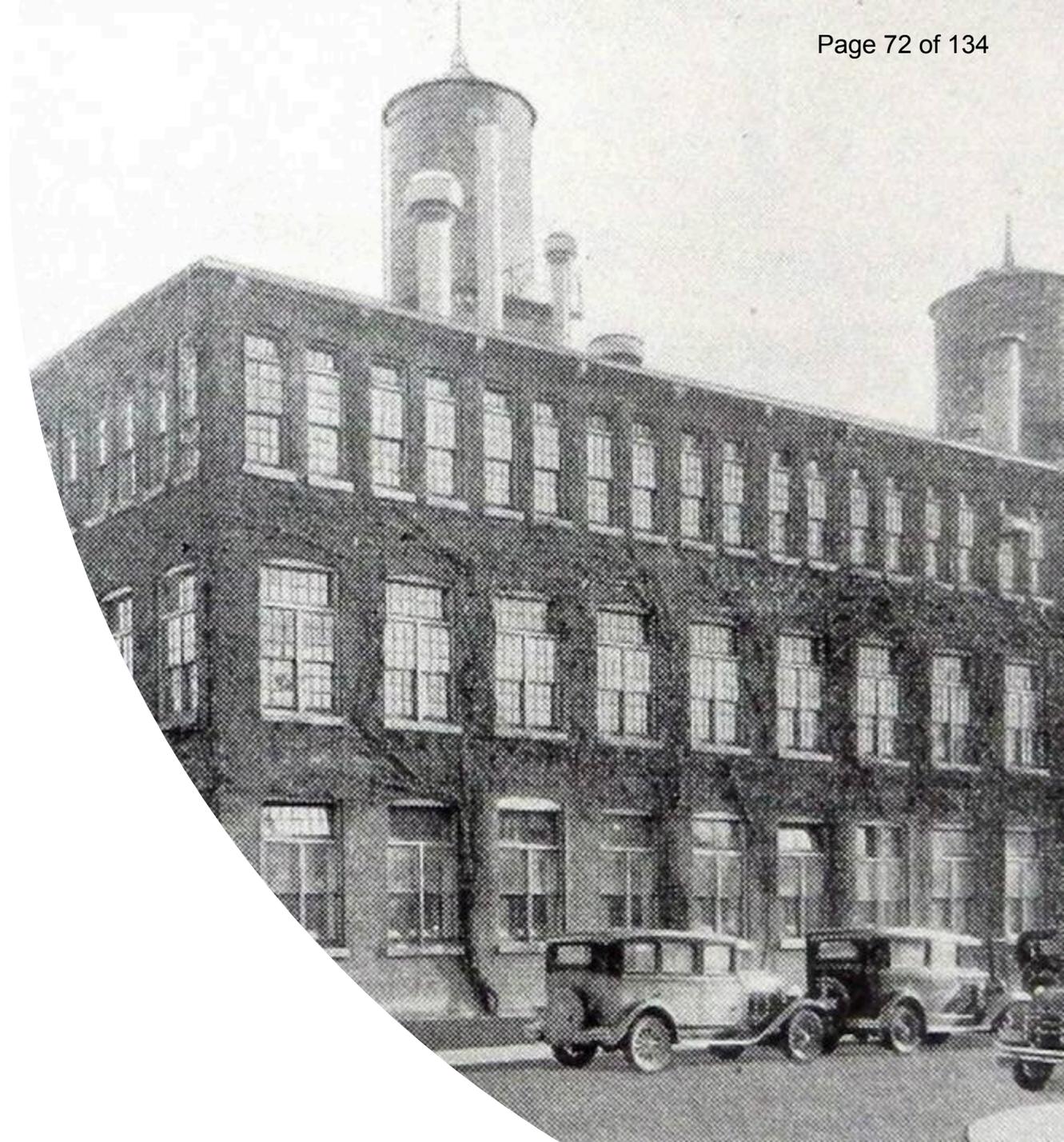
[Dis]replacement



a city-wide roadside art exhibition that addresses displacement, gentrification, environmental impact, poverty and homelessness.

[D]irect [M]essage

**community arts project
geared
towards Seniors (55+) to help
preserve personal memories
and
the cultural history of
Hamilton's
beloved Barton Street.**



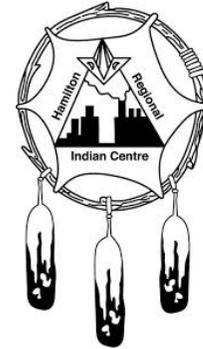
Function Keys

Four-day conference that aims to explore contemporary ideas and issues in new technologies and digital culture.



COMMUNITY PARTNERS

MENTAL HEALTH RIGHTS COALITION



Project Ze



Using the arts as a vehicle to promote safer, more inclusive classrooms for LGBTQ+ youth, resulting in stronger alliances among teachers and students of ALL gender identities and sexual orientations.

[Nu]links



provides free creative workshops for newcomers and refugees to build community connections through creative engagement

[Nu]Links



Moms and children at the After School Arts Program

[Nu] Steel



Students of the NuSteel program enjoy daily interaction with working artists and exposure to the cultural sector and obtain three credits

Arts Education



- * Project Ze
- * My Land My Shirt/Shelley Niro
- * MVP in the schools
- * My City My Home
- * SHIFT Co-op
- * Arts2Enrich with Body Brave



A Skills Link career training program working with youth who have barriers to employment and training them in hard and soft skills based around media arts.



We work with Living Rock, Wesley Urban Ministries, Threshold School of Building, Career Foundations, YWCA, and PATH Employment teaching soft skills using the arts.

Sitelines



offers access to the arts for adults with lived experience of mental health and/or addiction

SITELINES



SITELINES

- <https://youtu.be/yIfXpdlmlls>



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Economic Development Division

TO:	Mayor and Members of Council General Issues Committee
COMMITTEE DATE:	June 19, 2019
SUBJECT/REPORT NO:	Innovation Factory Request for Funding Renewal Option - 2019 (PED19120) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Norm Schleeahn (905) 546-2424 Ext. 2669 Carolynn Reid (905) 546-2424 Ext. 4381
SUBMITTED BY:	Glen Norton Director, Economic Development Planning and Economic Development Department
SIGNATURE:	

RECOMMENDATION

- (a) That the request by Innovation Factory to exercise their renewal option of the City's 2019 Annual Community Partnership contribution of \$50 K, per previous General Issues Committee Report PED18132, be approved;
- (b) That this \$50 K annual contribution for the Innovation Factory be funded from the Economic Development Investment Reserve Account No. 112221;
- (c) That City staff, together with Innovation Factory, report back to City Council 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.

EXECUTIVE SUMMARY

Innovation Factory (IF) has successfully exercised their \$50 K renewable option since their inception in 2015 having satisfied the Key Performance Indicators (KPIs) as established by the General Issues Committee (GIC). Between their primary funding sources: Provincial Ministry of Economic Development; Job Creation and Trade; Ontario Centres of Excellence; the City of Hamilton and Community Partners, IF continues to increase the number of programs offered and clients served, many achieving significant

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: Innovation Factory Request for Funding Renewal Option - 2019 (PED)
(City Wide) - Page 2 of 5**

outcomes. Innovation Factory has firmly embedded itself as the commercialization arm supporting Hamilton's innovation and research community.

Alternatives for Consideration – See Page 4

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: This request can be accommodated through the Economic Development Investment Reserve with no impact on the Levy.

Staffing: N/A

Legal N/A

HISTORICAL BACKGROUND

Innovation Factory, under the leadership of Executive Director David Carter, is Hamilton's not-for-profit Regional Innovation Centre and was established to service a gap (the commercialization of intellectual property) that existed in our Community.

Officially launched in November 2010, its core function is to accelerate the innovation process for knowledge-based companies in Hamilton and to simplify the economic and social impact of key ideas and discoveries. Innovation Factory's primary focus is to strengthen Hamilton's next generation of job creators and foster innovation across all sectors while drawing on expertise from Hamilton's universities and colleges to create an ecosystem of entrepreneurship and innovation.

At its meeting of April 16, 2014, the GIC approved Report PED14056 which supported a Community Partnership contribution of \$50 K to Hamilton's IF for the 2014 calendar year. In addition, at its meeting of July 6, 2015, GIC approved Report PED15090 which provided for a \$50 K renewable option for 2015. At its meeting of June 1, 2016, GIC approved Report PED16123 which provided for a \$50 K renewable option for 2016; 2017 (Report PED17105); 2018 (Report PED18132); and, 2019 with IF having to satisfy Committee members that the KPIs have been met.

In addition to the City of Hamilton's annual financial contribution to IF and those of IF's Community Partners, Ontario Centres of Excellence and the Provincial Ministry of Economic Development, Job Creation and Trade has committed funding to 2019. Ontario Centres of Excellence made a \$1 M contribution and the Ministry made a \$800 K contribution in 2018. The City of Hamilton's annual financial contribution is approximately 2.5% of IF's Budget. The significance of this contribution is the message it sends to IF's Provincial partners that the City of Hamilton supports a regional presence.

**SUBJECT: Innovation Factory Request for Funding Renewal Option - 2019 (PED)
(City Wide) - Page 3 of 5**

Justin Hogeterp, (CEO of Fluid Media Inc.), is the current Chairperson of the IF Board of Directors. Norm Schleeahn, Manager Business Development of the City's Economic Development Division, is on his third term as an IF Board Member where he represents the City of Hamilton in an oversight capacity. The 2018 audited financial statements for Innovation Factory, completed by Grant Thornton, are currently available if Council requires same.

INNOVATION FACTORY KPIs AND NOTABLE INDICATORS (SINCE INCEPTION)

- Total number of clients since inception = 1,893;
- \$343 M + (government programs and private investor) in total funds clients have raised with IF support;
 - Of note, this represents an increase of over 164% from 2017;
- Over 20,000 hours spent in client meetings; and,
- Over 486 events with attendance at over 27,000.

INDUSTRY BREAKDOWN (2018)

- Innovation Communication Technology and Digital Media 52%
- Life Sciences 27%
- Advanced Manufacturing and Clean Technology 14%
- Other Miscellaneous 7%

SUCCESS STORIES

Innovation Factory launched the Centre for Integrated Transportation and Mobility to help Ontario companies develop solutions for connected and autonomous vehicles. The 10.5 M centre is a public-private partnership between Nokia Canada, Canada Cartage, Geotab, IBM Canada, Ontario Centres of Excellence, the City of Hamilton, McMaster University, Mohawk College and Innovation Factory – and is a part of Ontario's Autonomous Vehicle Innovation Network.

Hamilton's innovation ecosystem continues to not only grow but accelerate. The following examples from IF's client base alone employ over 100 people in knowledge worker positions and captures this success:

- Nix Sensor has raised over \$8 M dollars in venture capital funds, increased their office space at McMaster Innovation Park and continues to expand their staff;
- Orbis Communications expanded their staff and have moved into their new downtown headquarters;
- Weever Apps (one of the earliest Innovation Factory clients) is finding success in international markets in the advanced manufacturing market place; and,

**SUBJECT: Innovation Factory Request for Funding Renewal Option - 2019 (PED)
(City Wide) - Page 4 of 5**

- BarterPay has created millions in barter dollars between Hamilton companies and created barter communities around Canada. This fast-growing company has expanded their staff and head office footprint in Stoney Creek.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

N/A

RELEVANT CONSULTATION

- Innovation Factory, Executive Director David Carter
- Innovation Factory Board of Directors

ANALYSIS AND RATIONALE FOR RECOMMENDATION

The performance and presence of IF strategically located at McMaster Innovation Park, home to The Fraunhofer Project Centre, McMaster Automotive Resource Centre; the Forge (Hamilton's campus lead accelerator); and, the City's over-achieving Small Business Enterprise Centre have significantly contributed to enhancing Hamilton's reputation as a city of innovators and where innovation goes to work.

The work of Innovation Factory is in alignment with the 2016-2020 Economic Development Action Plan, particularly the goal to have "entrepreneurial individuals, organizations and companies experience Hamilton as a place where innovative ideas and entrepreneurial people thrive".

ALTERNATIVES FOR CONSIDERATION

Provision of a reduced community partnership contribution by the City of Hamilton or eliminate the annual contribution. Either option would send the message to IF's Provincial partners that the City of Hamilton does not support a regional presence to one of the best performing Research and Innovation Centres in the Province of Ontario.

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.

Economic Prosperity and Growth

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

**SUBJECT: Innovation Factory Request for Funding Renewal Option - 2019 (PED)
(City Wide) - Page 5 of 5**

APPENDICES AND SCHEDULES ATTACHED

N/A

CR:dt



CITY OF HAMILTON
CITY MANAGER'S OFFICE
Human Resources Division
and
CORPORATE SERVICES DEPARTMENT
Legal and Risk Management Services Division
and
CORPORATE SERVICES DEPARTMENT
Financial Services and Taxation Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	June 19, 2019
SUBJECT/REPORT NO:	Bill 66, <i>Restoring Ontario's Competitiveness Act</i> , Schedule 9: Non-Construction Employer Update (HUR19015/LS19024/ /FCS19056) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Julie Shott (905) 546-2424 Ext. 4335 Brian Decaire (905) 546-2424 Ext. 4709 Tina Iacoe (905) 546-2424 Ext. 2796
SUBMITTED BY:	Lora Fontana Executive Director Human Resources
SIGNATURE:	
SUBMITTED BY:	Nicole Auty City Solicitor Legal and Risk Management Services
SIGNATURE:	
SUBMITTED BY:	Rick Male Director, Financial Services, Taxation and Corporate Controller Corporate Services Department
SIGNATURE:	

Discussion of Confidential Appendix "A" a to this Report in closed session is subject to the following requirement(s) of the City of Hamilton's Procedural By-law and the *Ontario Municipal Act, 2001*:

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: Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update (HUR19015/LS19024/FCS19056) (City Wide) - Page 2 of 5

- Labour relations or employee negotiations
- The receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

RECOMMENDATIONS

- (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;
- (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; and,
- (b) That Appendix A to Report HUR19015/LS19024/FCS19056, Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9: Non-Construction Employer Update remain confidential.

EXECUTIVE SUMMARY

Bill 66, *Restoring Ontario's Competitiveness Act*, Schedule 9, will deem the City of Hamilton (City) as a non-construction employer under the *Labour Relations Act*. This change in law applies to all Ontario municipalities, local housing corporations, school boards, hospitals, colleges, universities and public bodies within the meaning of the *Public Service of Ontario Act* – subject to a time-limited, irrevocable ‘opt-out’ election. The purpose of this report is to inform Council of the pending change in law and the availability of the opt-out election. Appendix A to Report HUR19015/LS19024/FCS19056 of this report is presented in-camera as it involves specific labour relations and legal advice that is subject to solicitor-client privilege.

The City must advise the Minister of Labours of its election to opt-out of the change in law by July 3, 2019, failing which the changes to the *Labour Relations Act* will deem the City to be a ‘non-construction employer’ and the Carpenters collective agreement will cease to apply to the City. The changes to the Labour Relations Act are anticipated to be proclaimed shortly after the opt-out election window closes.

The City of Hamilton was certified in September 2005 with the United Brotherhood of Carpenters and Joiners of America (“Carpenters, Local 18”). The Carpenters collective agreement obliges the City to have all carpentry work performed by signatory contractors. There will not be any staff impacts as the City does not directly employ carpenters.

SUBJECT: Bill 66, Restoring Ontario's Competitiveness Act, Schedule 9: Non-Construction Employer Update (HUR19015/LS19024/FCS19056) (City Wide) - Page 3 of 5

Currently, the City's procurement practices require capital projects with an element of carpentry work to be awarded to signatory general contractors to the Carpenter's, Local 18. It is through the City's procurement process where hardship primarily exists – limiting much of the City's capital projects to a limited and exclusive group of general contractors and subcontractors.

The change in law will arguably broaden the pool of bidding contractors and subcontractors, expedite some procurement processes, and is anticipated to result in cost savings through increased competitive pricing.

The City's Fair Wage Policy and Schedule is applicable to all construction contracts over \$500,000 and will continue to apply. This Policy and Schedule set out the minimum labour rates payable by both general contractors and subcontractors, regardless of any union affiliation.

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: See Appendix A to Report HUR19015/LS19024/FCS19056 – staff recommends that Appendix A remain confidential as the information relates to legal advice and labour relations.

Staffing: The City does not directly employ any member of the Carpenter's Local 18. Due to our obligations with the Carpenters, Local 18 it was necessary for both Labour Relations and Procurement staff to periodically consult and meet with the Carpenters and the Hamilton Halton General Contractors Association ("HGCA"). For each construction contract, it was essential that Procurement staff perform its due diligence to verify that a bidder is signatory to the Carpenters, Local 18 prior to the awarding of a Contract.

Legal: See Appendix A to Report HUR19015/LS19024/FCS19056 – staff recommendations remain confidential as the information relates to legal advice and specific labour relations matters.

HISTORICAL BACKGROUND

This report focuses on the *Labour Relations Act* amendments in Bill 66, *Restoring Ontario's Competitiveness Act*, 2018 Schedule 9.

SUBJECT: Bill 66, Restoring Ontario's Competitiveness Act, Schedule 9: Non-Construction Employer Update (HUR19015/LS19024/FCS19056) (City Wide) - Page 4 of 5

Bill 66, is an Omnibus Bill introduced before the Ontario Legislative Assembly on December 6, 2018. Bill 66 received Royal Assent on April 3, 2019, however the provision that would deem the City of Hamilton as a non-construction employer does not become

law until a date to be proclaimed. Bill 66 also provides for a 90-day window wherein Council may elect to opt-out of the change in law.

Discussions with senior staff at the Ministry of Labour suggest a target date, barring any changes in plans or political shifts in priorities, for the proclamation date of the non-construction employer provisions will closely follow the close of the 90 day opt-out window, possibly in early July 2019.

The City of Hamilton has been signatory to the Carpenter's provincial collective agreement (Local 18) since 2005 when the City was certified and its status under the *Labour Relations Act* (the "LRA") changed to that of a 'construction employer' relative to the Carpenters.

Bill 66 will statutorily change the legal status of the City to that of a "non-construction employer" and the City's obligations under the provincial collective agreement with the Carpenters, Local 18 will cease to apply.

Unless the City elects to opt-out of the change in law, the City will no longer be obliged to the Carpenters collective agreement.

The change in status to non-construction employer would permit the City to solicit procurement interests from both signatory and non-signatory contractors, while ensuring a minimum floor for labour rates through the City's existing Fair Wage Policy.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

There may be an added emphasis on the existing Fair Wage Policy. The City's procurement practices require Fair Wage Policy compliance that effectively sets the floor for labour rates for bidding contractors and subcontractors. All construction contracts over \$500,000 are applicable to the Fair Wage Policy and Fair Wage Schedule approved by Council.

RELEVANT CONSULTATION

This report is a joint report between Human Resources, Legal Services, Procurement.

SUBJECT: Bill 66, Restoring Ontario's Competitiveness Act, Schedule 9: Non-Construction Employer Update (HUR19015/LS19024/FCS19056) (City Wide) - Page 5 of 5

Staff from both Human Resources and Procurement have consulted with other municipalities who are in a similar situation with their obligations to the Carpenters union, to determine their approach to Bill 66 and the recommendations they intend to present to their respective Council.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

See Appendix A to Report HUR19015/LS19024/FCS19056 – staff recommends that Appendix A remains confidential as the information relates to legal advice and labour relations.

ALTERNATIVES FOR CONSIDERATION

See Appendix A to Report HUR19015/LS19024/FCS19056 – staff recommends that Appendix A remains confidential as the information relates to legal advice and labour relations.

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.

Built Environment and Infrastructure

Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.

APPENDICES AND SCHEDULES ATTACHED

Appendix A to Report HUR19015/LS19024/FCS19056 – staff recommends that Appendix A remains confidential as the information relates to legal advice and labour relations.

PUBLIC Appendix "A" to Report HUR190015/LS19024/FCS19056

Page 1 of 2

FINANCIAL – STAFFING – LEGAL IMPLICATIONS**Financial:**

The change in law to 'non-construction employer' status is expected to result in cost savings realized in the procurement of capital projects, simplification of and expedited procurement processes, and increased efficiencies through less consultation and limited liability under the collective agreement.

It is difficult to estimate the potential cost savings in capital delivery as the City's existing procurement practices of using only signatory Carpenters affiliated unions has persisted for 14 years. Staff is aware of at least five examples in recent years where non-signatory contractors have bid on City procurements. In such cases the cost savings from the next lowest bidder ranged from 9 percent to 32 percent lower, with the average being 21 percent lower.

For demonstrative purposes, if one applies the average of the cost savings in each of the five examples to the total value of carpentry component contracts awarded in 2018, the estimated cost savings of that the City may have realized as a 'non-construction employer' status would have been approximately \$7 million (\$33,731,927 (in contracts awarded in 2018) x 21%). It is important to note that these calculations only include contracts awarded through the Procurement Section through a Request for Tenders or Request for Proposals. Any bid solicitations issued by the client departments in the form of a Request for Quotations have not been included.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

This change in law will inevitably result in cost savings through more open and competitive procurement, staff resourcing efficiencies, and reduce the potential undue influence in procurement and liability in contract delivery. The City of Hamilton currently faces numerous procurement challenges as a result of being certified with the Carpenter's Local 18 including but not limited to the following:

1. **Difficulty in attracting qualified bids.** Restricting bids to signatory General Contractor's reduced the number of competitive bids submitted and compounds the City's ability to complete the project within budget.
2. **Emergency Roofing Repairs** requires immediate attention. Restricting the bids to signatory General Contractors only limits the pool of available General Contractors who can perform the work in a timely manner.
3. **Parks & Landscaping Projects** are often smaller budgets, with only a limited amount of carpentry work. This type of work is usually performed during busy construction months, and General Contractors are either not available to bid, or

PUBLIC Appendix "A" to Report HUR190015/LS19024/FCS19056**Page 2 of 2**

they're not financially motivated to bid on smaller projects. The procurement process becomes less competitive because too few bids are received. Additional hardship is experienced when the project then needs to be re-tendered and completion is delayed. In addition to this, there is usually a minimal amount of the work involved in parks and landscaping projects is that covered under the CBA scope of work.

4. **Large scale specialty projects with unique requirements result in too few qualified bids.** When larger scale projects with unique requirements or specialized expertise is required, and it includes any sort of Carpentry work, the requirement to limit bids to signatory General Contractors often results in too few qualified bids, not enough competitive bids, or no bids at all. Requests for exemptions in this case is at the discretion of the EBA and Union, who have often refused to provide exemptions, resulting in project delays. The City is then forced to re-tender or carve out the bid (i.e. separate tendering of the Carpentry portion from the rest of the project). Non-signatory General Contractors are reluctant to bid on projects where they don't have oversight of the entire project.

If Council decides to take no action, the City would be deemed a "non-construction employer" and the following will result:

- Broader procurement opportunities will result in expanded access to the City's construction procurement to signatory contractors (other than Carpenters, Local 18) as well as non-signatory contractors;
- The City's Procurement Policy sets out procurement goals and objectives which includes *"Encourage an open and competitive bidding process for the acquisition and disposal of Goods and/or Services, and the objective and equitable treatment of all vendors."* Becoming a non-construction employer will significantly and positively affect the City's ability to be open and fair to all bidders regardless of their union affiliation.
- The City will no longer be obliged to award construction work to a limited set of signatory general contractors and signatory subcontractors aligned with the Carpenters, Local 18, permitting the City to seek the best contractor and most competitive price regardless of union affiliation;
- The City will be able to streamline the use of bid templates and refrain from having to include terms and conditions to suffice union requirements and the use of joint venture bid submissions.
- Greater attention may be paid to compliance with the Fair Wage Policy to ensure minimum labour rates for all contractors and subcontractors.



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

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	June 19, 2019
SUBJECT/REPORT NO:	Transit Area Rating Review Sub-Committee Terms of Reference (FCS19058) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Gloria Rojas (905) 546-2424 Ext. 6247
SUBMITTED BY:	Brian McMullen Director of Financial Planning, Administration and Policy
SIGNATURE:	

RECOMMENDATION(S)

- (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.

EXECUTIVE SUMMARY

The current transit service area rating formula has been in place since 2001 and is based on an urban / rural transit model recognizing that properties outside of the transit service area (rural) should not be levied for the service. The methodology also accounts for the difference in service levels in the former area municipalities by allocating the levy based on transit service mileage within the service area. This allocation is calculated by determining each former municipality's share of the transit service mileage and then multiplying that share by the total area rated transit levy. Applicable tax rates are calculated based on the former municipality's share of the levy and assessment.

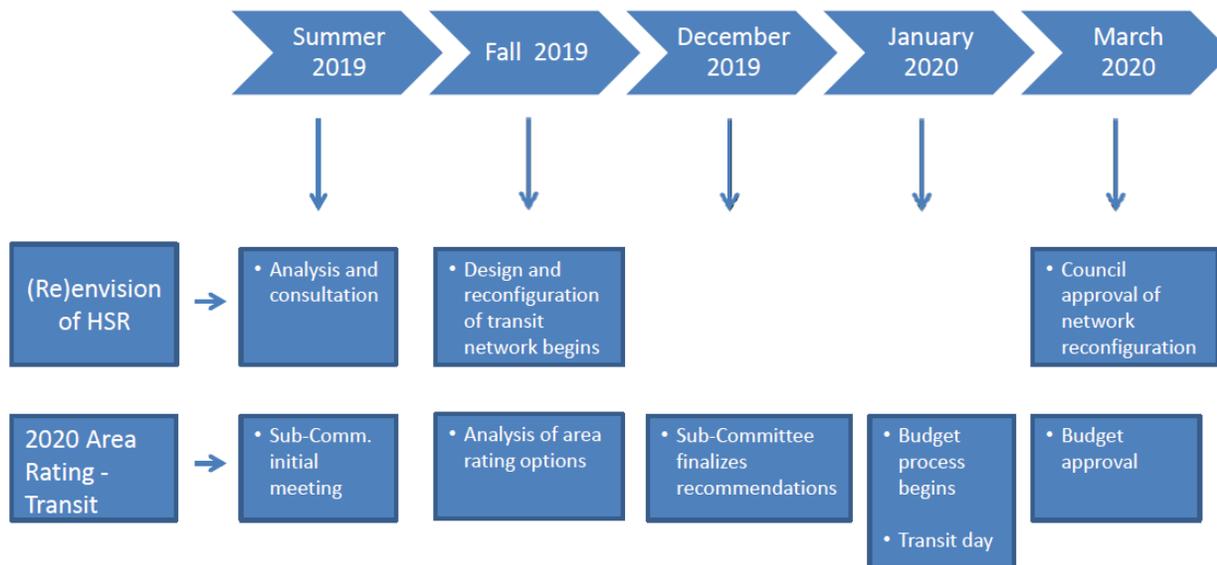
The total levy for transit area rating excludes the budgets for DARTS Contract and Taxi Scrip and includes the capital financing portion allocated to Transit. For 2019, the levy for Transit area rating was \$58.9 M.

SUBJECT: Transit Area Rating Review Sub-Committee Terms of Reference (FCS19058) (City Wide) – Page 2 of 4

Further to staff submitting Report FCS19010 “Tax Levy Impacts of Changing Area Rating Transit” which presented a number of options for changing the existing method of area rating Transit, on March 27, 2019, Council established the Transit Area Rating Review Sub-Committee. The purpose is to evaluate and recommend alternatives to the existing area rating methodology for transit on time for the 2020 Budget process. Staff has been directed to provide information on enhanced service levels based on ridership forecasts and alternative funding options in the final report to the General Issues Committee.

In order to incorporate the Sub-Committee recommendations into the 2020 Budget deliberation process, the recommendations should be completed by December 2019. However, Transit is currently in the process of reviewing its service (“(Re)envision of HSR”) which may result in an expansion of the current urban transit boundary. Recommendations from the (Re)envision process will not be completed until March 2020. Therefore, the service information requested to assist the Sub-Committee in considering alternatives for area rating will not be available. Draft information may be available in the fall of 2019.

The following chart highlights the timeline for the Transit Area Rating Review Sub-Committee and the Re(envision) of HSR.



To better align decisions in respect to changes in area rating methodology and service change information, the Sub-Committee may wish to consider reaching decisions in the 2020 process but deferring action on recommendations until the 2021 process.

Alternatives for Consideration – Not Applicable

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**SUBJECT: Transit Area Rating Review Sub-Committee Terms of Reference
(FCS19058) (City Wide) – Page 3 of 4**

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: N/A

Staffing: N/A

Legal: N/A

HISTORICAL BACKGROUND

At the March 27, 2019 meeting, City Council approved the following Motion:

26. A System-Wide Approach to Public Transit (Item 7.1)

WHEREAS, transportation and public transit continue to be significant and important public policy matters;

WHEREAS, public transit (known as HSR) in the City of Hamilton remains a priority for Council;

WHEREAS, public transit is currently apportioned to residents based on geographic area and service levels; and,

WHEREAS, Council has stated on numerous occasions, that it supports a system-wide approach to public transit, which includes enhancing service levels;

THEREFORE, BE IT RESOLVED:

- (a) That a Transit Area Rating Review Sub-Committee be established, to be comprised of 6 members of Council; (3) three urban and (3) three suburban Councillors, to evaluate options for rebalancing area rating for transit, based on an urban and rural split, and to make recommendations to the General Issues Committee in a fair and equitable way in order to rebalance transit area rating for the 2020 budget process;
- (b) That staff be directed to report back to the General Issues Committee with a Terms of Reference and guiding principles for the Transit Area Rating Review Sub-Committee, prior to the first meeting of the Sub-Committee;
- (c) That staff be directed to report back to the Transit Area Rating Review Sub-Committee with an area rating analysis for transit for the 2020 Operating budget process, with respect to a public transit system that supports a system-wide approach, with that report to include enhanced service levels that align with the overall City Transit Strategy; and,

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**SUBJECT: Transit Area Rating Review Sub-Committee Terms of Reference
(FCS19058) (City Wide) – Page 4 of 4**

- (d) That staff be directed to review the possibility of the area rating net benefit to Wards 1 to 8 being used for public transit city-wide and report to the Transit Area Rating Review Sub-Committee.

In response to section (c), staff is submitting the Terms of Reference of the Transit Area Rating Review Sub-Committee to the General Issues Committee for their consideration, attached as Appendix “A” to Report FCS19058.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

N/A

RELEVANT CONSULTATION

The recommended Terms of Reference have been prepared in consultation with staff from Public Works (Transit) and Corporate Services (Financial Planning, Administration and Policy and Office of the City Clerk).

ANALYSIS AND RATIONALE FOR RECOMMENDATION(S)

Refer to “Executive Summary” section.

ALTERNATIVES FOR CONSIDERATION

N/A

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 FCS19058 – Transit Area Rating Review Sub-Committee Terms of Reference

GR/dt

TRANSIT AREA RATING REVIEW SUB-COMMITTEE

TERMS OF REFERENCE

1) Purpose

- a) To evaluate options for rebalancing area rating for transit for the 2020 budget process, including enhanced service levels that align with the overall City Transit Strategy.
- b) To evaluate the option of directing the potential savings in the former Hamilton to support the transit service City-wide.
- c) To evaluate alternative funding options for transit considering jurisdictional kilometers, service levels and assessment information.
- d) To incorporate any changes into the 2020 budget process the Sub-Committee should complete its recommendations by December of 2019.

2) Composition

The Sub-Committee membership will consist of six (6) members of Council; (3) three urban and (3) three suburban Councillors.

3) Reporting Structure

The Transit Area Rating Review Sub-Committee will report to the General Issues Committee.

4) Meetings

The Sub-Committee shall meet as required or at the call of the Chair.

5) Voting and Attendance

A quorum for the purposes of voting shall be 50% plus one of the members on the Sub-Committee.

TRANSIT AREA RATING REVIEW SUB-COMMITTEE

TERMS OF REFERENCE

6) Sub-Committee Staff Support

The following staff will be required resources to this Sub-Committee:

- City Manager
- General Manager, Corporate Services Department
- Director, Financial Planning, Administration and Policy Division
- Manager, Current Budgets and Fiscal Planning Section
- General Manager, Public Works Department
- Director, Transit Division
- General Manager, Planning and Economic Development
- Support staff as required, that are involved in analysis of the different transit area rating options and service levels



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Growth Management Division
and
CORPORATE SERVICES DEPARTMENT
Legal and Risk Management Services Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	June 19, 2019
SUBJECT/REPORT NO:	Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (PED19119 / LS19021) (Ward 15)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Guy Paparella (905) 546-2424 Ext. 5807 Justyna Boroch Hidalgo (905) 546-2424 Ext. 2023
SUBMITTED BY: SIGNATURE:	Tony Sergi Senior Director, Growth Management Planning and Economic Development Department
SUBMITTED BY: SIGNATURE:	Nicole Auty City Solicitor Legal And Risk Management Services

RECOMMENDATIONS

- (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;

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SUBJECT: Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Ward 15) (PED19119 / LS19021) (City Wide) - Page 2 of 9

- (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 the 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.

EXECUTIVE SUMMARY

Imperial Oil Limited (“Imperial Oil”) has applied to the Ontario Energy Board (“OEB”) to construct 63 kilometres of pipeline and associated infrastructure to transport refined oil products from its facility in the City of Hamilton to its facility in the City of Toronto (the “Leave to Construct Application”) in connection to its Waterdown to Finch Pipeline Project. If approved, the proposed pipeline would replace existing transportation capabilities of refined oil products (gasoline, diesel fuel and jet fuel) between Imperial Oil’s Waterdown Pump Station in the City of Hamilton to its Finch Terminal in North York in the City of Toronto.

Approximately 3.6 kilometres of the proposed project extends through the City of Hamilton, more specifically, Ward 15 through the Waterdown area (see attached Appendix “A” to Report PED19119 / LS19021).

Staff from Legal and Risk Management Services, Healthy and Safe Communities, Planning and Economic Development and Public Works have identified preliminary issues with respect to the proposed project. Approval of this Report will authorize City staff to raise municipal concerns relating to emergency response, natural heritage, sourcewater protection and corridor management to Imperial Oil, and to submit a Letter of Comment to the OEB. This will help to ensure that issues of concern for the City are

SUBJECT: Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Ward 15) (PED19119 / LS19021) (City Wide) - Page 3 of 9

identified to Imperial Oil and the OEB in a timely manner and considered by the parties in the course of the review of the Leave to Construct Application.

Approval of this Report will also authorize the General Manager of Public Works to negotiate and execute an Agreement with Imperial Oil which governs the relationship of the parties as it relates to the crossing of Imperial Oil pipeline facilities with City-owned roadways and property. An Agreement will set out the roles and responsibilities of the parties, and help to ensure that issues such as liability, insurance and notice requirements are adequately addressed.

Alternatives for Consideration – See Page 9

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: N/A

Staffing: N/A

Legal: The OEB will hold a public written hearing to consider Imperial Oil's Leave to Construct Application. As part of its review of this application, the OEB will assess Imperial Oil's compliance with the OEB's Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario. The City's Letter of Comment, if submitted, will be considered in the hearing.

If the project proposed in the Leave to Construct Application is approved by the OEB, staff from Legal and Risk Management Services will assist in the negotiations of a crossing agreement relating to Imperial Oil's crossings over City land.

HISTORICAL BACKGROUND

On February 25, 2019, Imperial Oil submitted the Leave to Construct Application related to the Waterdown to Finch Project to the OEB, the Province's energy regulator responsible for ensuring compliance with the Province's environmental guidelines for the location, construction and operation of hydrocarbon pipelines and facilities in Ontario.

The proposed project will replace a 63 kilometre segment of the Sarnia Products Pipeline between Waterdown and North York. This pipeline provides refined products used by businesses and households across the Greater Toronto and Hamilton Area, including a significant portion of jet fuel at Toronto Pearson International Airport.

SUBJECT: Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Ward 15) (PED19119 / LS19021) (City Wide) - Page 4 of 9

Subject to Provincial regulatory review and receipt of all permits, Imperial Oil expects to start construction on the replacement project by the end of 2019. Approximately 3.6 kilometres of the proposed project extends through the City of Hamilton, more specifically, Ward 15 through the Waterdown area (see attached Appendix “A” to Report PED19119 / LS19021).

Imperial Oil has provided information about the proposed project and its regulatory review, including a number of Open Houses in the Waterdown area. In accordance with OEB requirements, the Waterdown to Finch Project application and submissions related to the Leave to Construct Application and the Environmental Report will be available for download from Imperial Oil’s project website at www.imperialoil.ca/waterdowntofinch as well as on the OEB’s regulatory applications page at www.oeb.ca/industry/applications-oeb.

The purpose of this Report is to outline potential issues of concern for the City of Hamilton in connection to the proposed project and recommend appropriate action be taken to defend the City’s interests within the context of the OEB decision-making process.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

N/A

RELEVANT CONSULTATION

Planning and Economic Development – Growth Management Division;
City Manager’s Office – Legal and Risk Management Services Division;
Healthy and Safe Communities – Hamilton Fire Department;
Planning and Economic Development – Planning Division – Community Planning and Design Section;
Public Works – Engineering Services Division – Geomatics and Corridor Management Section; and,
Public Works – Hamilton Water – Sustainable Initiatives Section.

Staff from the above listed Departments have assembled comments regarding the proposed Imperial Oil Waterdown to Finch Pipeline Project. If the Recommendations in this Report are approved, the comments will be submitted to Imperial Oil and a Letter of Comment will be submitted to the OEB for consideration as part of the Leave to Construct Application.

SUBJECT: Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Ward 15) (PED19119 / LS19021) (City Wide) - Page 5 of 9

ANALYSIS AND RATIONALE FOR RECOMMENDATIONS

OEB Decision-making Process:

The OEB is an independent, quasi-judicial tribunal that is regulated by the *Ontario Energy Board Act* (the “Act”). The primary objective of the OEB is to ensure the public interest is served and protected. Any individual or organization planning to construct certain hydrocarbon transmission facilities within Ontario must apply to the OEB for a Leave to Construct prior to construction, pursuant to section 90(1) of the Act. The project proposed by Imperial Oil will require a Leave to Construct because the pipeline length is greater than 20 kilometers, has a nominal pipe diameter of 12 inches or greater, and additional land is required. The OEB’s approval for construction of pipelines is conditioned upon compliance with applicable regulatory requirements including design, operation, maintenance, safety, and integrity.

The OEB will hold a public written hearing to consider Imperial Oil’s Leave to Construct Application. As part of its review of this application, the OEB will assess Imperial Oil’s compliance with the OEB’s Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario. The City’s Letter of Comment, if submitted, will be considered at the hearing.

Potential Municipal Issues of Concern:

Staff from Healthy and Safe Communities (the Hamilton Fire Department), Planning and Economic Development (Planning – Community Planning and Design), and Public Works (Hamilton Water – Sustainable Initiatives and Engineering Services – Geomatics and Corridor Management) have identified potential municipal issues regarding the proposed project.

Emergency Response Issues:

The Hamilton Fire Department is requesting the following in relation to potential emergency response concerns regarding the project:

- That Imperial Oil provide a copy of the emergency response plan specific to the construction and cutover activities;
- That Imperial Oil provide contact information for their site commander relative to the cutover of the replacement line so that consultation and co-ordinated planning can take place;

SUBJECT: Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Ward 15) (PED19119 / LS19021) (City Wide) - Page 6 of 9

- Given that the diameter of the pipe is being increased for this project, the Hamilton Fire Department is looking for Imperial Oil to provide information relative to the installation of control valves on the pipeline and to confirm the quantity of product that will be transported through the pipeline;
- That Imperial Oil provide adequate access points / routes to any new or replacement sections of the pipeline;
- Development of a Traffic Plan – there are some critical intersections from an emergency response perspective that could be affected as part of the project. The Hamilton Fire Department should be consulted on developing traffic plans given these concerns;
- Emergency Response Equipment – given the potential for increase in levels of product being transported, Imperial Oil must ensure that the levels of emergency response equipment that they would be providing in the event of an emergency are maintained and or increased at adequate levels; and,
- Financial assurance – allocation of financial responsibility for costs that may be incurred for emergency response, clean-ups and other required action, such as evacuation in the event of a spill, particularly costs which may be in excess of Imperial Oil's commercial liability insurance coverage limits.

Natural Heritage Issues:

The proposed pipeline replacement may impact natural heritage features within the Greenbelt Plan Protected Countryside and Natural Heritage System.

The proposed pipeline crosses significant natural heritage features, including:

- Grindstone Creek;
- Provincially Significant Wetlands – (Logies Creek-Parkside Drive Wetland Complex and Lake Medad Valley Swamp);
- Provincial Life Science Area of Natural and Scientific Interest (ANSI) – (Medad Valley);
- Regional Earth Science ANSI – (Medad Valley); and,

SUBJECT: Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Ward 15) (PED19119 / LS19021) (City Wide) - Page 7 of 9

- Environmentally Significant Areas (Waterdown North Wetlands and Medad Valley).

Mapping and species occurrence data for these areas which can be used to assess and mitigate impacts is available from the City and Hamilton Conservation Authority on request.

A detailed project plan will be required to determine the potential impacts on natural heritage.

Source Water Protection Issues:

Staff emphasize that activities related to commissioning or decommissioning of a pipeline should always consider possible impacts to surface and groundwater resources, and that the establishment of a water quality testing and monitoring program by Imperial Oil is essential to assess any changes to local conditions.

It is not clear if Imperial Oil plans to actually remove the old pipeline once the new one is in place considering that there may be residue left in the decommissioned pipeline, staff supports the position that Imperial Oil should remove the decommissioned pipeline assuring that site remediation is performed as required.

There are different types of groundwater vulnerable areas mapped as per the directions under the Clean Water Act (2006). The Imperial Oil pipeline crosses groundwater vulnerable areas such as highly vulnerable aquifers (HVAs) and significant recharge areas (SGRA). Furthermore where the pipeline crosses open water bodies, staff requests that Imperial Oil:

- Considers drinking water source protection and therefore includes appropriate design standards, monitoring and maintenance practices that when implemented will prevent a pipeline from negatively impacting the water resources;
- Conduct inline pipeline integrity testing and visual inspections every three years;
- Include the mapping of the vulnerable areas in the spill prevention plans and spill contingency plans;
- Provide the Source Water Protection group of Hamilton Water, City of Hamilton and the Halton-Hamilton Source Protection Department, Conservation Halton with the report on the findings of the integrity testing and visual inspections, and actions taken; and,

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SUBJECT: Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Ward 15) (PED19119 / LS19021) (City Wide) - Page 8 of 9

- Include the mapping of the vulnerable areas in the spill prevention plans and spill contingency plans.

A more comprehensive analysis of City-related source water protection concerns can be provided once the completed application is filed by Imperial Oil with the OEB and studies are available for review.

Corridor Management Issues:

The following comments relate to the road crossing portions of the proposed project.

Engineering Services has been involved in some preliminary meetings with Imperial Oil and its consultants. To date, Engineering Services considers this project to be at a high level study phase but will work with Imperial Oil to fully define the alignment of the project. Engineering Services has supplied Imperial Oil and their consultant group access to the on-line drawing archive tool, SPIDER, and supplied access to any other data to support the optimal location of the pipeline.

Should Imperial Oil's Leave to Construct Application be approved by the OEB, it is recommended that the City and Imperial Oil negotiate a Crossing Agreement which sets out the responsibilities of the parties as they relate to the crossing of the proposed pipeline project with City-owned land and right-of-ways. This would be consistent with the direction given in Report PW14073, where Council authorized the City to negotiate satisfactory Agreements with utility companies where they cross City owned right-of-ways. The Crossing Agreement would address issues such as liability, insurance, work-around costs, and notice. A number of Imperial Oil's crossings with City of Hamilton right-of-ways are covered in pre-amalgamation By-laws (e.g. The Corporation of the Township of Beverly By-Law 71-14, Wentworth County By-Law 1553, Township of West Flamboro By-Law 2054, and Township of East Flamboro By-Law 1141). Where any of the crossings proposed to be replaced are currently covered by existing agreements or valid By-laws, where appropriate, such agreements would be superseded, and repealing by-laws brought before Council for its consideration, when the parties enter into the new crossing agreement for these crossings. The City entered into a similar agreement with Enbridge Pipelines in May of 2017, which similarly to what is proposed in this Report, sets out the roles, responsibilities and obligations of the parties with respect to the Enbridge Pipeline project and where it crosses City-owned rights-of-way and property.

Engineering Services remains concerned about decommissioning pipelines, and is of the view that more consideration needs to be given to the impacts both in the short-term and long-term. It should be noted that leaving a decommissioned pipeline installed in

SUBJECT: Imperial Oil Leave to Construct Application to the Ontario Energy Board for the Waterdown to Finch Pipeline Project (Ward 15) (PED19119 / LS19021) (City Wide) - Page 9 of 9

place could have significant implications such as increased costs for future City capital works projects (work-around costs).

The City will be seeking a detailed project plan that satisfactorily identifies material storage, haul routes, coordination with City projects, coordination with Forestry, Operations, and Traffic programs, and any other project-specific details that may arise. These details will arise once the final project plan is formalized.

ALTERNATIVES FOR CONSIDERATION

Not Applicable

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Economic Prosperity and Growth

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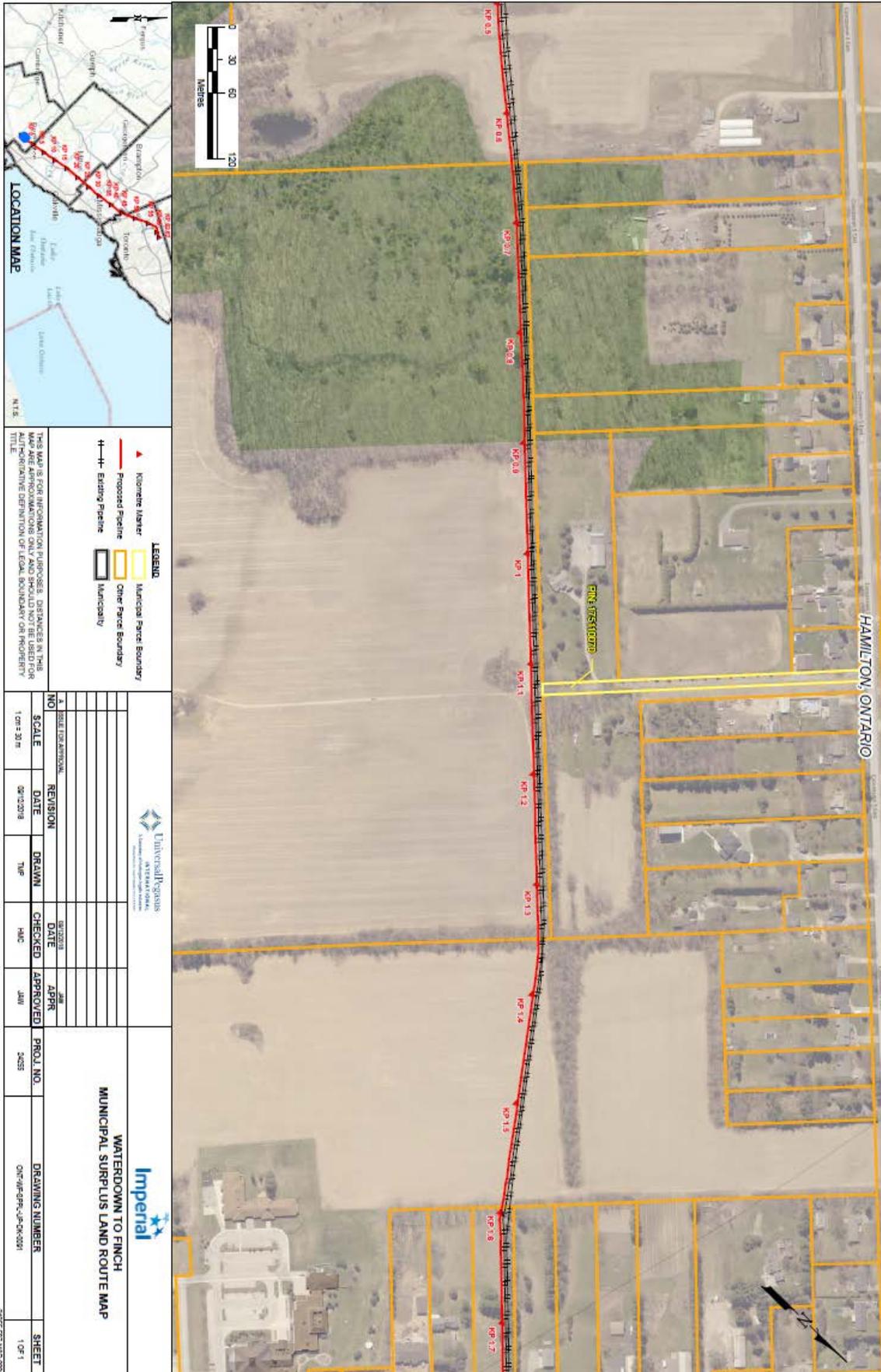
Built Environment and Infrastructure

Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.

APPENDICES AND SCHEDULES ATTACHED

Appendix “A” – Maps of Waterdown Portion of Pipeline





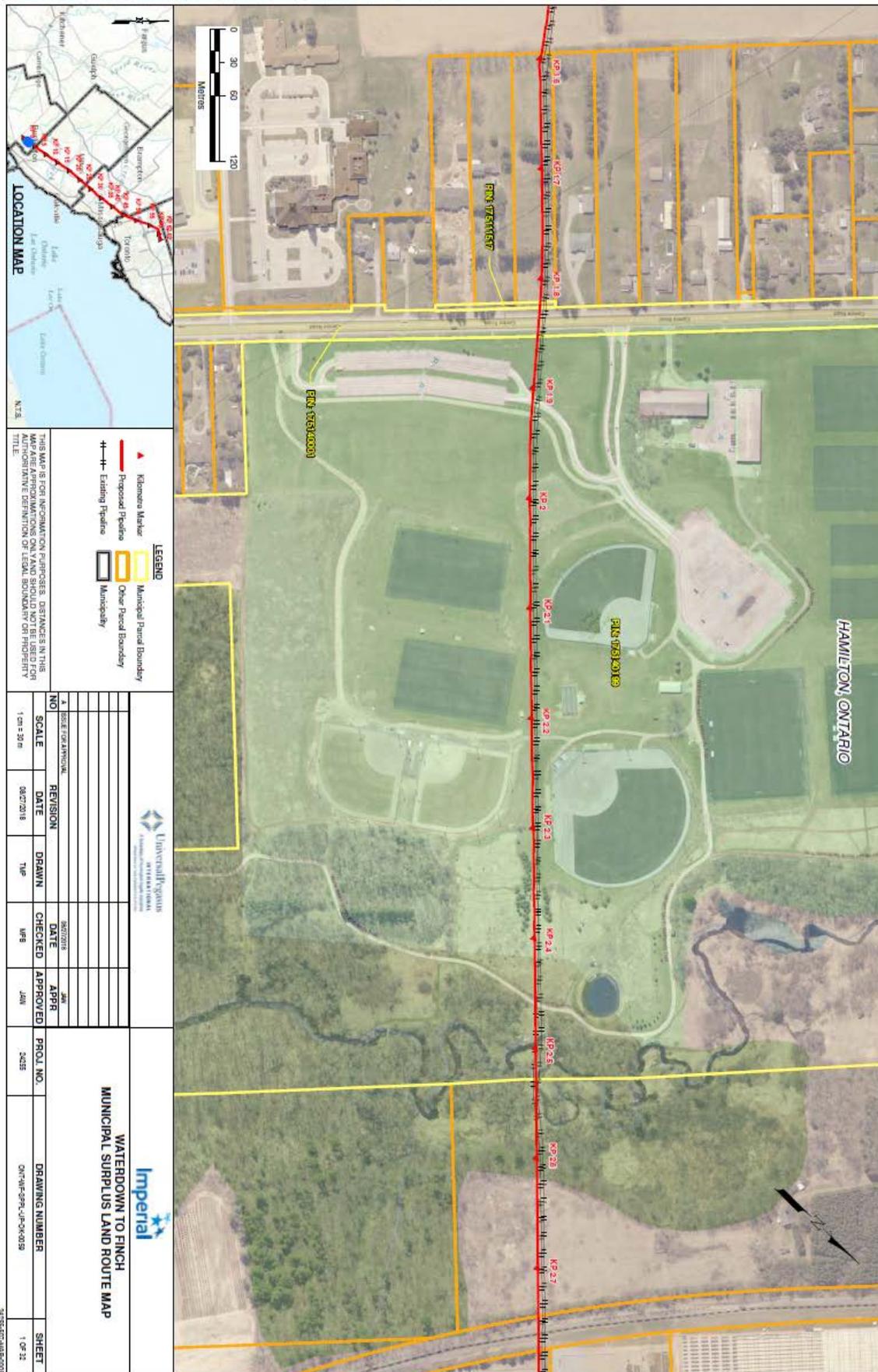
LEGEND

- ▲ Kilometer Marker
- Proposed Pipeline
- - - Existing Pipeline
- Municipal Fence Boundary
- Other Fence Boundary
- Municipality

THIS MAP IS FOR INFORMATION PURPOSES. DISTANCES IN THIS MAP ARE APPROXIMATE. THIS MAP DOES NOT CONSTITUTE AN AUTHENTICATIVE DEFINITION OF LEGAL BOUNDARY OR PROPERTY TITLE.

		WATERDOWN TO FINCH MUNICIPAL SUPPLUS LAND ROUTE MAP							
NO.	REVISION	DATE	DRAWN	CHECKED	APPR.	PROJ. NO.	DRAWING NUMBER	SHEET	
1	SCALE	9/12/2018	TJP	HAC	JAM	24255	016-WP-299-UP-04-001	1 OF 1	
SCALE FOR ANNOTATION		DATE		DATE		DATE		DATE	
1 cm = 20 m		9/12/2018		9/12/2018		9/12/2018		9/12/2018	

24255-507-WP-002



LEGEND

- ▲ Rikonen Marker
- Proposed Pipeline
- Existing Pipeline
- Municipal Parcel Boundary
- Other Parcel Boundary
- Municipality

THIS MAP IS FOR INFORMATION PURPOSES. DISTANCES IN THIS MAP ARE APPROXIMATIONS ONLY AND SHOULD NOT BE USED FOR AUTHORITY DEFINITION OF LEGAL BOUNDARY OR PROPERTY TITLE.

NO.	REVISION	DATE	DRAWN	CHECKED	APPR.
1	SCALE FOR APPROVAL	08/27/2018	TWP	WFB	JAM

Imperial	
WATERDOWN TO FINCH MUNICIPAL SURPLUS LAND ROUTE MAP	
PROJ. NO.	24255
DRAWING NUMBER	OW-MP-SPL-UP-04-0029
SHEET	1 OF 21

24255-001-IMP-0029



Hamilton

**CAPITAL PROJECTS WORK-IN-PROGRESS REVIEW
SUB-COMMITTEE
REPORT 19-004**

1:00 p.m.

May 23, 2019

Council Chambers
Hamilton City Hall

Present: Councillors M. Pearson (Chair), J.P. Danko and M. Wilson

Absent: Councillor N. Nann – City Business

**THE CAPITAL PROJECTS WORK-IN-PROGRESS REVIEW SUB-COMMITTEE
PRESENTS REPORT 19-004 AND RESPECTFULLY RECOMMENDS:**

1. **Capital Projects Closing Report as of December 31, 2018 (FCS18078(b)) (City Wide) (Item 10.1)**
 - (a) That the Acting General Manager of Finance and Corporate Services be authorized 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;
 - (b) That the Acting General Manager of Finance and Corporate Services be 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;
 - (c) 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;
 - (d) 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,
 - (e) 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.

2. 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.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

There were no changes to the agenda.

The agenda for the May 23, 2019 Capital Projects Work-In-Progress Review 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) May 7, 2019 (Item 4.1)

The Minutes of the May 7, 2019 meeting of the Capital Projects Work-In-Progress Review Sub-Committee meeting were approved, as presented.

(d) ADJOURNMENT (Item 15)

There being no further business, the Capital Projects Work-In-Progress Review Sub-Committee, adjourned at 1:11 p.m.

Respectfully submitted,

Councillor Pearson, Chair
Capital Projects Work-in-Progress
Sub-Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk

City of Hamilton Capital Project Closings As of December 31, 2018 Projects impacting the Unallocated Capital Levy Reserve & Other Reserves						
Year	ProjectID	Description	Surplus/ (Deficit) (\$)	Reserve	Description	
<u>Projects returning funds</u>			\$			
2014	3621469450	Pan Am Legacy Project	5,819.00	108020	Unalloc Capital Levy	
2014	4041420017	Traffic Signal LED Upgrades - 2014	3,355.93	108020	Unalloc Capital Levy	
2015	3501557503	IT Security- Audit Workplan	51,539.26	108020	Unalloc Capital Levy	
2015	4031511015	Road Resurfacing Program - 2015	22,926.95	108020	Unalloc Capital Levy	
2015	4041520540	Traffic Signal Modernization Coordinated with ESI -	3,504.36	108020	Unalloc Capital Levy	
2015	4401556999	Open space Closed Projects	7,714.49	108020	Unalloc Capital Levy	
2016	4661620017	Traffic Signal LED Upgrades - 2016	1,150.51	108020	Unalloc Capital Levy	
2016	4661620019	Traffic Controller Replacement - 2016	100,484.80	108020	Unalloc Capital Levy	
2016	4661620525	IPS - Intersection Pedestrian Signal - 2016	169,585.94	108020	Unalloc Capital Levy	
2017	3381757507	Agenda Meeting Management Software Program	2,705.48	108020	Unalloc Capital Levy	
2017	4031755556	Mapping Update - 2017	8,943.88	108020	Unalloc Capital Levy	
2017	4661720017	Traffic Signal LED Upgrades - 2017	3,473.67	108020	Unalloc Capital Levy	
2018	4661820828	New Traffic Signal - Dundas @ Riverwalk	13,000.00	108020	Unalloc Capital Levy	
2018	4661820829	New Traffic Signal - Dundas @ Spring Crk	13,000.00	108020	Unalloc Capital Levy	
Net impact to the Unallocated Capital Levy Reserve			407,204.27			
<u>Projects requiring funds</u>			\$			
2009	5140995956	Water Distribution Model	(30,564.16)	5169309324	Unalloc Current Funds-Sanitary	
2009	5140967950	ISF-672-Ferguson PS Upgrade	(279,325.05)	5169309324	Unalloc Current Funds-Sanitary	
2010	5161067751	WW Outstns-Asset Management	(96,315.91)	5169309324	Unalloc Current Funds-Sanitary	
Net impact to Other Reserves			(406,205.12)			
Total Net impact to the Unallocated Capital Levy Reserve & Other Reserves			999.15			

**CITY OF HAMILTON
CAPITAL PROJECTS' CLOSING SCHEDULE
AS OF DECEMBER 31, 2018**

Appendix "B" to Capital Projects Work-In-Progress Report 19-004
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YEAR	PROJECT ID	DESCRIPTION	APPROVED BUDGET (\$)	REVENUES (\$)	EXPENDITURES (\$)	PROJECT SURPLUS/ (DEFICIT) (\$)	% SPENT
APPROVED			a	b	c	d = b - c	e=c/a
UNALLOCATED CAPITAL LEVY RESERVE							
2014	3621469450	Pan Am Legacy Project	63,790.00	63,787.00	57,968.00	5,819.00	90.9%
2014	4041420017	Traffic Signal LED Upgrades - 2014	870,000.00	870,000.00	866,644.07	3,355.93	99.6%
2015	3501557503	IT Security- Audit Workplan	268,940.00	268,936.86	217,397.60	51,539.26	80.8%
2015	4031511015	Road Resurfacing Program - 2015	4,100,000.00	4,160,000.00	4,137,073.05	22,926.95	100.9%
2015	4041520540	Traffic Signal Modernization Coordinated with ESI	631,000.00	631,000.00	627,495.64	3,504.36	99.4%
2015	4401556999	Open space Closed Projects	0.00	8,072.21	357.72	7,714.49	0.0%
2016	4661620017	Traffic Signal LED Upgrades - 2016	75,000.00	75,000.00	73,849.49	1,150.51	98.5%
2016	4661620019	Traffic Controller Replacement	600,000.00	600,000.00	499,515.20	100,484.80	83.3%
2016	4661620525	IPS - Intersection Pedestrian Signal	316,000.00	314,000.00	144,414.06	169,585.94	45.7%
2017	3381757507	Agenda Meeting Management Software Program Replacement	320,000.00	320,000.00	317,294.52	2,705.48	99.2%
2017	4031755556	Mapping Update	70,000.00	70,000.00	61,056.12	8,943.88	87.2%
2017	4661720017	Traffic Signal LED Upgrades - 2017	5,000.00	5,000.00	1,526.33	3,473.67	30.5%
2018	4661820828	New Traffic Signal - Dundas @ Riverwalk	250,000.00	13,000.00	0.00	13,000.00	0.0%
2018	4661820829	New Traffic Signal - Dundas @ Spring Creek	250,000.00	13,000.00	0.00	13,000.00	0.0%
TOTAL FUNDS FROM UNALLOCATED CAPITAL LEVY (14)			7,819,730.00	7,411,796.07	7,004,591.80	407,204.27	90%
OTHER PROGRAM SPECIFIC RESERVES							
2009	5140967950	ISF-672-Ferguson PS Upgrade	22,730,000.00	22,730,000.00	23,009,325.05	(279,325.05)	101.2%
2009	5140995956	Water Distribution Model	150,000.00	150,000.00	180,564.16	(30,564.16)	120.4%
2010	5161067751	WW Outstns-Asset Management	710,000.00	710,000.00	806,315.91	(96,315.91)	113.6%
TOTAL FUNDS FROM PROGRAM SPECIFIC RESERVES (3)			23,590,000.00	23,590,000.00	23,996,205.12	(406,205.12)	102%
DELAYED/CANCELLED PROJECTS							
2003	4060388012	Govt Agencies-Permits & Applic	0.00	0.00	0.00	0.00	0.0%
2003	4060389015	S Greenhill-N Queenston ML Grd	0.00	0.00	0.00	0.00	0.0%
2003	4060389016	Nash-Brampton Connection	0.00	0.00	0.00	0.00	0.0%
2005	4060589022	Noise Mitigation Program	0.00	0.00	0.00	0.00	0.0%
2008	4060088009	Geotech-Brampton To Glencastle	0.00	0.00	0.00	0.00	0.0%
2008	4060089004	Mud Street Interchange	0.00	0.00	0.00	0.00	0.0%
2008	4060089005	Const, CN Grade Separation	0.00	0.00	0.00	0.00	0.0%
2008	4060088011	Studies, Burlington Street IC	0.00	0.00	0.00	0.00	0.0%
2015	7101557501	Scheduling & Payroll Sftware App	0.00	0.00	0.00	0.00	0.0%
2016	5141641226	Centralized W-WW Ops Centre	0.00	0.00	0.00	0.00	0.0%
2016	5161641226	Centralized W-WW Ops Centre	0.00	0.00	0.00	0.00	0.0%
2016	7101657601	Class Software Licensing Fees	0.00	0.00	0.00	0.00	0.0%
2017	4401756713	US Steel Lan-Approx. 500 acres	50,000.00	0.00	0.00	0.00	0.0%
2017	7101758701	Battlefield Barn Painting	15,000.00	0.00	0.00	0.00	0.0%
2018	4031818372	Bridge 372 Wilson St E	30,000.00	0.00	0.00	0.00	0.0%
2016	4661620550	Hwy 6 Signal - Conc 5 & Hwy 6	0.00	0.00	0.00	0.00	0.0%
2016	4241609222	Pedestrian Crossover Augusta	5,000.00	0.00	0.00	0.00	0.0%
2016	4241609219	Pedestrian Crossover Hunter	5,000.00	0.00	0.00	0.00	0.0%
2016	4661620053	New Traffic Signal - Rymal @ Second	150,000.00	0.00	0.00	0.00	0.0%
TOTAL DELAYED/CANCELLED PROJECTS (19)			255,000.00	0.00	0.00	0.00	0.0%

CITY OF HAMILTON
CAPITAL PROJECTS' CLOSING SCHEDULE
AS OF DECEMBER 31, 2018

Appendix "B" to Capital Projects Work-In-Progress Report 19-004
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YEAR APPROVED	PROJECT ID	DESCRIPTION	APPROVED BUDGET (\$)	REVENUES (\$)	EXPENDITURES (\$)	PROJECT SURPLUS/ (DEFICIT) (\$)	% SPENT
			a	b	c	d = b - c	e=c/a
COMPLETED PROJECTS							
Corporate Services, City Manager's Office and Councillor Infrastructure Programs (Tax Budget)							
One Time Projects							
2011	2111956401	Parkland Acquisition	1,500,000.00	1,500,000.00	1,500,000.00	0.00	100%
Information Systems							
2018	3501857123	Waterdown Memorial Park WiFi	13,740.00	13,899.22	13,899.22	0.00	101%
Councillor Infrastructure Program							
2013	4241309302	Ward 3 Speed Humps	75,000.00	37,109.24	37,109.24	0.00	49%
2016	4031619102	Britannia / Oriole / Adair / Glassco	2,660,000.00	2,120,632.10	2,120,632.10	0.00	80%
2016	4241609508	Quigley Area Sidewalk Repairs	385,000.00	327,521.64	327,521.64	0.00	85%
2016	4241609216	Stinson Bike Lanes Repair	200,000.00	42,790.22	42,790.22	0.00	21%
2017	4241709504	2017 Mountable Curbs (Ward 5)	200,000.00	173,160.24	173,160.24	0.00	87%
2017	4241709801	AR - Cranbrook Dr / Gardiner Dr / Courtland Ave (W8 A/R)	920,000.00	917,706.25	917,706.25	0.00	100%
2017	4241709202	AR - Stinson - Wentworth to Wellington (W2 A/R)	224,000.00	171,236.81	171,236.81	0.00	76%
2017	4241709805	AR - Courtland / Regent / Dydzak / Skyview (W8 A/R)	650,000.00	611,028.15	611,028.15	0.00	94%
2017	4241709104	W1 Sidewalk Repairs	100,000.00	100,000.19	100,000.19	0.00	100%
Healthy and Safe Communities (Tax Budget)							
Public Health							
2014	6771455100	Community Climate Change Plan	140,000.00	157,529.14	157,529.14	0.00	113%
Hamilton Fire Department							
2017	7401751701	VFD Protective Eqp Uniform	500,000.00	394,327.10	394,327.10	0.00	79%
Planning & Economic Development (Tax Budget)							
Tourism & Culture							
2012	8201203500	Graffiti Management Initiative	55,343.00	55,343.00	55,343.00	0.00	100.0%
2015	7201541505	Whitehern - Wallpaper and Plaster	70,070.00	69,292.97	69,292.97	0.00	98.9%
2015	7201558701	Music & Film Office	100,850.00	100,845.53	100,845.53	0.00	100.0%
2015	7201558505	Dundurn - Interior Finishes	153,365.00	153,614.39	153,614.39	0.00	100.2%
2016	7201655600	Sesquicentennial Tall Ships	570,000.00	501,097.05	501,097.05	0.00	87.9%
2016	7201658604	Griffin House Expansion-Canada 150	187,200.00	173,184.42	173,184.42	0.00	92.5%
2017	7201741800	Ancaster Town Hall Reno-Can 150	235,107.42	235,645.06	235,645.06	0.00	100.2%
2017	7201758706	2017 Whitehern Hall Conservation	55,250.00	55,391.99	55,391.99	0.00	100.3%
2018	7201858803	Hamilton & Scourge Security	50,150.00	51,450.00	51,450.00	0.00	102.6%
Growth Management							
2015	4031580586	RHBP-Stone - Pritchard to RHVP	750,000.00	738,572.40	738,572.40	0.00	98.5%

CITY OF HAMILTON
CAPITAL PROJECTS' CLOSING SCHEDULE
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YEAR APPROVED	PROJECT ID	DESCRIPTION	APPROVED BUDGET (\$)	REVENUES (\$)	EXPENDITURES (\$)	PROJECT SURPLUS/ (DEFICIT) (\$)	% SPENT
			a	b	c	d = b - c	e=c/a
Real Estate Division							
2001	3560150200	Sales & Purchases Tax & Remit Lands	0.00	25,900,444.74	25,900,444.74	0.00	0.0%
2014	3561450401	Sale of 286 Victoria Avenue South	0.00	91,368.68	91,368.68	0.00	0.0%
Transportation Division							
2013	4031355310	Hamilton Transportation Master Plan Update	660,000.00	660,189.40	660,189.40	0.00	100.0%
2018	4901841800	Fence Replacement-Municipal Carparks	10,000.00	10,000.00	10,000.00	0.00	100.0%
Public Works (Tax Budget)							
Parks & Cemeteries (Tax Budget)							
2016	4401649008	Extreme Park Makeover Program	100,000.00	100,096.28	100,096.28	0.00	100.1%
2016	4401656001	Leash free Dog Park Program	60,000.00	60,000.00	60,000.00	0.00	100.0%
2017	4401749007	Cemetery Columbarium	62,250.00	62,249.69	62,249.69	0.00	100.0%
2017	4401752100	CSA Safety Material Replace	101,900.00	101,871.95	101,871.95	0.00	100.0%
Open Space & Development (Tax Budget)							
2007	4400756103	Heritage Green Sports Park	3,263,800.00	3,253,135.15	3,253,135.15	0.00	99.7%
2012	4401256201	Fairgrounds Community Park	278,751.32	278,767.04	278,767.04	0.00	100.0%
2012	4401256613	Ancaster Community Center Ball Diamond	578,305.00	558,188.89	558,188.89	0.00	96.5%
2015	4401556513	Riverdale East Park Spray Pad	505,650.00	505,641.24	505,641.24	0.00	100.0%
2015	4401556516	Carpenter Park Redevelopment	515,810.00	515,809.10	515,809.10	0.00	100.0%
2016	4401656601	Bobolink Replacement Habitat	143,689.00	143,688.93	143,688.93	0.00	100.0%
West Harbour							
2013	8201355302	Urban Design & Dev - Piers 5-8	235,710.00	235,348.86	235,348.86	0.00	99.8%
Entertainment							
2015	3721541805	HCC HP & FOC Lifecycle Renewal	720,519.00	720,491.97	720,491.97	0.00	100.0%
2016	3721641805	HCC, HP & FOC Lifecycle Renewal	282,080.00	282,075.70	282,075.70	0.00	100.0%
Energy Initiatives							
2016	7901641601	First Ontario Centre	530,000.00	361,017.60	361,017.60	0.00	68.1%
2016	7901641602	Fire Stations LED Light	220,500.00	220,498.66	220,498.66	0.00	100.0%
Fleet							
2015	4941551100	Fleet-Vehicle & Equipment Replacement	5,860,860.00	5,856,130.49	5,856,130.49	0.00	99.9%
2016	4941651001	Shop Equipment Replacement	165,000.00	163,307.72	163,307.72	0.00	99.0%
Corporate Facilities							
2015	3541541631	Facilities Security Program	150,000.00	150,000.00	150,000.00	0.00	100.0%
2015	3541557001	Archibus-Facility Maintenance	50,000.00	50,000.00	50,000.00	0.00	100.0%
2017	3541741702	CH 2nd FL LED - FUNDED FROM OP	0.00	63,726.72	63,726.72	0.00	0.0%
2017	3541741910	RCMP Lease-Capital Replacement	210,000.00	210,000.00	210,000.00	0.00	100.0%

CITY OF HAMILTON
CAPITAL PROJECTS' CLOSING SCHEDULE
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YEAR	PROJECT ID	DESCRIPTION	APPROVED BUDGET (\$)	REVENUES (\$)	EXPENDITURES (\$)	PROJECT SURPLUS/ (DEFICIT) (\$)	% SPENT
APPROVED			a	b	c	d = b - c	e=c/a
Recreation (Tax Budget)							
2015	7101554105	Park & Fieldhouse Retrofits	936,000.00	936,000.00	936,000.00	0.00	100.0%
2015	7101554536	Program - Arena Retrofits	184,000.00	184,000.00	184,000.00	0.00	100.0%
2016	7901641601	First Ontario Centre	530,000.00	361,017.60	361,017.60	0.00	68.1%
2016	7101641706	Program - Recreation Centre Retrofits	71,630.00	71,629.73	71,629.73	0.00	100.0%
2016	7101654105	Program - Park & Fieldhouse Retrofits	1,194,000.00	1,194,000.00	1,194,000.00	0.00	100.0%
2017	7101754105	Park & Fieldhouse Retrofits	80,000.00	84,000.00	84,000.00	0.00	105.0%
Waste (Tax Budget)							
2014	5121492000	Closed Landfill Maintenance & Capital Improvement	172,000.00	172,000.00	172,000.00	0.00	100.0%
2016	5121692000	Closed Landfill Maintenance & Capital Improvement Program	290,000.00	290,000.00	290,000.00	0.00	100.0%
2017	5121755137	Waste Management R&D	135,000.00	135,000.00	135,000.00	0.00	100.0%
2017	5121794000	Transfer Station/CRC Maintenance & Improvement Program	543,850.00	543,850.00	543,850.00	0.00	100.0%
Roads (Tax Budget)							
2003	4060389020	100% RHCE items Claimable MTO	5,825,000.00	1,948,085.53	1,948,085.53	0.00	33.4%
2003	4060389010	Pipe Relocate-Burlington St-QEW	250,000.00	9,016,896.03	9,016,896.03	0.00	3606.8%
2003	4060389017	ML Grading N Queenston-Nash	52,974,874.30	55,617,546.81	55,617,546.81	0.00	105.0%
2006	4060689024	Paving & Stormwater Management	28,467,945.14	29,332,993.96	29,332,993.96	0.00	103.0%
2008	4060087001	Expressway - Land Purchases	58,768,000.00	67,274,302.65	67,274,302.65	0.00	114.5%
2008	4060087002	Expressway - Property Mtnc	2,669,000.00	2,762,773.61	2,762,773.61	0.00	103.5%
2008	4060087003	Expressway - Completed Works	235,118,147.61	230,089,461.94	230,089,461.94	0.00	97.9%
2008	4060087008	Administration Holding Account	12,997,000.00	16,268,268.30	16,268,268.30	0.00	125.2%
2008	4060087009	Items Not Eligible For Subsidy	6,098,000.00	12,023,159.80	12,023,159.80	0.00	197.2%
2008	4060088002	Environmental Studies	2,641,000.00	2,347,911.16	2,347,911.16	0.00	88.9%
2008	4060088003	EA Exemption Order N-S	5,223,000.00	6,919,822.76	6,919,822.76	0.00	132.5%
2008	4060089002	Miscellaneous Construction	1,106,000.00	1,070,616.20	1,070,616.20	0.00	96.8%
2010	4060101100	Red Hill Capital Interest	0.00	14,015,027.84	14,015,027.84	0.00	0.0%
2013	4031319101	Road Reconstruction Program - 2013	10,116,000.00	10,142,499.32	10,142,499.32	0.00	100.3%
2016	4031618217	Bridge & Culvert Maintenance - 2016	2,388,000.00	2,388,000.00	2,388,000.00	0.00	100.0%
2017	4031718217	Bridge & Culvert Maintenance - 2017	2,000,000.00	2,000,000.00	2,000,000.00	0.00	100.0%
2017	4031710006	Minor Construction - 2017	240,000.00	240,000.00	240,000.00	0.00	100.0%
2017	4031718218	OSIM Bridge and Culvert Inspections - 2017	300,000.00	300,000.00	300,000.00	0.00	100.0%
2017	4031749555	QA-QC Service Contract - 2017	150,000.00	150,000.00	150,000.00	0.00	100.0%
2017	4041710417	Retaining Wall Rehabilitation - 2017	700,000.00	707,875.00	707,875.00	0.00	101.1%
2017	4661720531	APS - Accessible Pedestrian Signals - 2017	100,000.00	100,000.00	100,000.00	0.00	100.0%
2017	4041710004	Escarpment Slope Stabilization Program - 2017	694,000.00	694,000.00	694,000.00	0.00	100.0%
2017	4031710005	Major Road Maintenance Program - 2017	1,000,000.00	1,000,000.00	1,000,000.00	0.00	100.0%
2017	4661720720	Plastic Pavement Marking Rehabilitation - 2017	100,000.00	100,000.00	100,000.00	0.00	100.0%
2017	4031717677	Preventative Maintenance Program - 2017	2,700,000.00	2,700,000.00	2,700,000.00	0.00	100.0%

**CITY OF HAMILTON
CAPITAL PROJECTS' CLOSING SCHEDULE
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YEAR APPROVED	PROJECT ID	DESCRIPTION	APPROVED BUDGET (\$)	REVENUES (\$)	EXPENDITURES (\$)	PROJECT SURPLUS/ (DEFICIT) (\$)	% SPENT
			a	b	c	d = b - c	e=c/a
Public Works (Rate Budget)							
Water (Rate Budget)							
2011	5141166151	SCADA Master Plan Implement	13,080,000.00	12,395,251.78	12,395,251.78	0.00	94.8%
2012	5141267271	PS HD018 Hwy 53 & HD011 Osler	740,000.00	664,183.40	664,183.40	0.00	89.8%
2012	5141267275	SC Water Outstations Upgrade	4,390,000.00	3,763,699.42	3,763,699.42	0.00	85.7%
2013	5141396351	Garner Watermain Trunk W09	530,000.00	171,794.88	171,794.88	0.00	32.4%
2013	5141371301	WM Replace Program - Coordinated with Roads - 2013	11,310,000.00	10,940,711.84	10,940,711.84	0.00	96.7%
2014	5141461300	Wm Replacement Program - 2014	455,000.00	455,000.00	455,000.00	0.00	100.0%
2015	5141596558	Greenhill Feedermain - King to Greenhill Tank	5,570,000.00	5,168,552.21	5,168,552.21	0.00	92.8%
2015	5141567574	HDR01 Reservoir Upgrades	550,000.00	31,851.58	31,851.58	0.00	5.8%
2016	5141660750	Unscheduled Valve, Hydrant etc. - 2016	2,500,000.00	2,500,000.00	2,500,000.00	0.00	100.0%
2016	5141655851	Water Efficiency Plan - 2016	82,000.00	82,000.00	82,000.00	0.00	100.0%
2016	5141661300	WM Replacement Program - 2016	670,000.00	670,000.00	670,000.00	0.00	100.0%
2016	5141666515	WTP - Surge Tower Upgrades	480,000.00	104,261.90	104,261.90	0.00	21.7%
2017	5141763757	City of Hamilton Bulk Water Fill Stations Upgrade	74,900.00	68,667.78	68,667.78	0.00	91.7%
2017	5141771074	Contingency for Unscheduled Works Program - 2017	145,000.00	145,000.00	145,000.00	0.00	100.0%
2017	5141757628	Mountain Feedermain	345,100.00	345,090.29	345,090.29	0.00	100.0%
2017	5141749555	QA-QC Service Contract - 2017	110,000.00	110,000.00	110,000.00	0.00	100.0%
2017	5141771740	Upper Sherman - Rymal to Stone	1,527,000.00	1,254,838.35	1,254,838.35	0.00	82.2%
2017	5141760080	Valve Replacement - 2017	1,670,000.00	1,670,000.00	1,670,000.00	0.00	100.0%
2017	5141755851	Water Efficiency Plan - 2017	149,000.00	149,000.00	149,000.00	0.00	100.0%
WasteWater (Rate Budget)							
2007	5160795784	Twenty PS & Forcemain - HC018	4,770,000.00	4,632,220.06	4,632,220.06	0.00	97.1%
2011	5161166151	SCADA Master Plan Implement	14,375,000.00	13,430,185.09	13,430,185.09	0.00	93.4%
2014	5161460450	Iona Trunk Sewer Odour Control	39,000.00	32,288.00	32,288.00	0.00	82.8%
2014	5161461422	Patrick - Walnut to west end	98,100.00	92,103.26	92,103.26	0.00	93.9%
2017	5161760820	Open Cut Repairs for CIPP Program - 2017	400,000.00	537,739.75	537,739.75	0.00	134.4%
2017	5161771015	Sewer Lateral Replacement for Co-ordinated Projects - 2017	278,000.00	278,000.00	278,000.00	0.00	100.0%
2017	5161755010	Wastewater System Planning	300,000.00	306,119.36	306,119.36	0.00	102.0%
StormWater (Rate Budget)							
2012	5181280292	SWMP - A13 Springbrook Pond	680,000.00	653,042.46	653,042.46	0.00	96.0%
2013	5181360312	Greenhill - Hwy 20 Culverts	1,040,000.00	1,032,986.07	1,032,986.07	0.00	99.3%
2014	5181460422	SERG - Holbrook SW Improvement	667,800.00	666,919.85	666,919.85	0.00	99.9%
2015	5181560515	Inlet-Outlet Storm Damage Repair - 2015	382,000.00	381,552.49	381,552.49	0.00	99.9%
2016	5181662073	Field Data Systems Program - 2016	100,000.00	99,639.04	99,639.04	0.00	99.6%
2016	5181617642	South St East Drainage Improve	162,200.00	162,181.04	162,181.04	0.00	100.0%
2016	5181672290	Storm Sewer Upgrades - 2016	1,214,000.00	633,726.70	633,726.70	0.00	52.2%
2017	5181749555	QA-QC Service Contract - 2017	60,000.00	60,000.00	60,000.00	0.00	100.0%
2017	5181780786	RHBP - Dartnall - Stone Church to Rymal	187,000.00	176,804.82	176,804.82	0.00	94.5%
2017	5181772290	Storm Sewer Upgrades - 2017	280,000.00	279,030.48	279,030.48	0.00	99.7%
TOTAL COMPLETED PROJECTS (118)			530,673,446.79	586,580,606.06	586,580,606.06	0.00	111%
GRAND TOTAL COMPLETED/CANCELLED PROJECTS (154)			562,338,176.79	617,582,402.13	617,581,402.98	999.15	110%

CITY OF HAMILTON CAPITAL PROJECTS TO BE FUNDED ABOVE \$250,000 FOR THE PERIOD COVERING OCTOBER 1, 2018 to DECEMBER 31, 2018					
<u>Recommendations</u>					
Appropriated From	Description	Appropriated To	Description	Amount (\$)	LongDescr
Public Works (Tax)					
<i>Roads</i>					
4060087004	Expressway Capital Holding Acct	4060789026	Integrated Enviro Monitor Prg	2,117,237.23	To close project 4060789026
4060087004	Expressway Capital Holding Acct	4060689025	Con Grow-Instal&Main Plant Mat	638,538.31	To close project 4060689025
112240	Working Fund- General	4060689025	Con Grow-Instal&Main Plant Mat	3,270,329.06	To fund legal fees per FCS15054
Project Totals				\$ 6,026,104.60	



Hamilton

**CLEANLINESS & SECURITY IN THE DOWNTOWN CORE TASK FORCE
REPORT 19-001**

Thursday, May 30, 2019

9:30 a.m.

**Rooms 192 & 193, Hamilton City Hall
71 Main Street West**

Present: Councillor N. Nann

K. Jarvi, Downtown BIA
B. Wetton (for S. Braithwaite) (Vice-Chair), International Village BIA
S. Laurie, Community Representative
S. Sutherland, Community Representative
P. Trainor, Community Representative

Absent

With Regrets:

Councillor J. Farr (Chair) – Personal
A. Stajrer, Community Representative
C. Topp, James Street South Business District
T. Potocic, James Street North Business Merchants

Also Present: Sgt M. Fletcher, Division 10 Crime Manager

**THE CLEANLINESS & SECURITY IN THE DOWNTOWN CORE TASK FORCE
PRESENTS REPORT 19-001 AND RESPECTFULLY RECOMMENDS:**

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

- (a) 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,
- (b) 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.

2. 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.

FOR INFORMATION:**(a) APPROVAL OF AGENDA (Item 1)**

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

1. STAFF PRESENTATIONS (Item 9)**9.1 Downtown Cleanliness Initiatives and 2019 Action Plan**

The agenda for the May 30, 2019 meeting of the Cleanliness & Security in the Downtown Core Task Force 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) September 13, 2018 (Item 4.1)**

The Minutes of the September 13, 2018 meeting of the Cleanliness & Security in the Downtown Core Task Force were approved, as presented.

(d) STAFF PRESENTATIONS (Item 9)**(i) Downtown Cleanliness Initiatives and 2019 Action Plan (Added Item 9.1)**

John Haight, Supervisor, Downtown Cleanliness Program, addressed the Committee respecting Downtown Cleanliness Initiatives and 2019 Action Plan, with the aid of a presentation.

The presentation, respecting Downtown Cleanliness Initiatives and 2019 Action Plan, 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.

(e) DISCUSSION ITEMS (Item 10)**(i) Cigarette Litter Prevention Program (Item 10.1)**

Diedre Rozema, Clean & Green Coordinator, Business Programs, and Joel McCormick, Manager, Waste Collections, addressed the Committee respecting the Cigarette Litter Prevention Program, with the aid of a presentation.

The presentation, respecting the Cigarette Litter Prevention Program, 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.

(ii) Cigarette Litter Enforcement Update (Item 10.2)

Kelly Barnett, Manager, Service Delivery, Licensing & By-Law Services, addressed the Committee respecting a Cigarette Litter Enforcement Update.

The verbal update, respecting Cigarette Litter Enforcement, was received.

(iii) Graffiti Management Strategy Updates (Item 10.3)

Adrienne Kupchanko, Policy/Program Analyst, Business Initiatives, addressed the Committee respecting Graffiti Management Strategy Updates.

The verbal update, respecting the Graffiti Management Strategy, be received.

(iv) Graffiti Enforcement Updates (Item 10.4)

Kelly Barnett, Manager, Service Delivery, Licensing & By-Law Services, addressed the Committee respecting Graffiti Enforcement Updates.

The verbal update, respecting Graffiti Enforcement, was received.

(v) Update from the Hamilton Police Service respecting Matters of Interest in the Downtown Core (Item 10.5)

Sgt Matt Fletcher, Division 10 Crime Manager, addressed the Committee respecting an Update from the Hamilton Police Service on Matters of Interest in the Downtown Core.

The verbal update, respecting Matters of Interest in the Downtown Core, was received.

(f) ADJOURNMENT (Item 15)

There being no further business, the Cleanliness & Security in the Downtown Core Task Force was adjourned at 11:28 a.m.

Respectfully submitted,

Councillor N. Nann
Cleanliness & Security in the
Downtown Core Task Force

Alicia Davenport
Legislative Coordinator
Office of the City Clerk

Approved by Council on April 25, 2018 as Item 8 of the Audit, Finance & Administration Committee Report 19-005 (Governance Review Sub-Committee Report 18-002 - April 5, 2018)

- (b) **Correspondence from George Rust-D'Eye, Integrity Commissioner and Lobbyist Registrar to the City of Hamilton, respecting the Code of Conduct for Members of Council - Proposed Amendment (Item 8.2)**
- (i) That the Council amend its By-law No. 16-290, to delete sections 8(2), 8(3)(a), (b), and (c) and 8(4), there from;
 - (ii) That the appropriate form of draft By-law Amendment be introduced in Council to give effect thereto;
 - (iii) ***That the City Solicitor examine the background information on the current Accountability and Transparency Policy;***
 - (iv) ***That the Integrity Commissioner and the City Solicitor work together to bring a written report back to GIC; and***
 - (v) ***That staff provide Councillors two weeks advanced notice of the presentation of the report, to allow Councillors to prepare questions related to the Accountability and Transparency Policy addressed by the report.***



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	\$5.4 M	\$16.6 M

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