



City of Hamilton

ADVISORY COMMITTEE FOR PERSONS WITH DISABILITIES

Meeting #: 20-001

Date: January 14, 2020

Time: 4:00 p.m.

Location: Room 192 and 193, City Hall
71 Main Street West

Alicia Davenport, Legislative Coordinator (905) 546-2424 ext. 2729

1. APPOINTMENT OF COMMITTEE CHAIR AND VICE-CHAIR FOR 2020

2. APPROVAL OF AGENDA

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

3. DECLARATIONS OF INTEREST

4. APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 December 10, 2019

5. COMMUNICATIONS

5.1 Correspondence from Dina Honig, Hamilton Immigration Partnership Council (HIPC), respecting a Request for Study/Research Ideas for HIPC's Research and Evaluation Committee

Recommendation: Be received.

6. DELEGATION REQUESTS

7. CONSENT ITEMS

7.1 Built Environment Working Group Update

- 7.1.a Appointment of Mary Sinclair to the Built Environment Working Group of the Advisory Committee for Persons with Disabilities

7.2 Housing Issues Working Group Update

- 7.2.a Appointment of Mary Sinclair to the Housing Issues Working Group of the Advisory Committee for Persons with Disabilities

7.3 Transportation Working Group Update (no copy)

7.4 Community Safety Working Group 2019 Summary and Transition Report

8. PUBLIC HEARINGS / DELEGATIONS

- 8.1 Denise Sterling, Service Canada, respecting the Canada Pension Plan Disability (CPP-D) Benefit Toolkit (approved on November 12, 2019)

9. STAFF PRESENTATIONS

10. DISCUSSION ITEMS

- 10.1 Advisory Committee for Persons with Disabilities Terms of Reference Review (deferred from the December 10, 2019 meeting)

- 10.1.a Amendments to the Terms of Reference for the Advisory Committee for Persons with Disabilities

11. MOTIONS

12. NOTICES OF MOTION

13. GENERAL INFORMATION / OTHER BUSINESS

- 13.1 Accessibility Complaints to the City of Hamilton (no copy)

- 13.2 Accessibility for Ontarians with Disabilities Act, 2005 (AODA) Update (no copy)

- 13.3 Presenters List for the Advisory Committee for Persons with Disabilities
- 13.4 Review of Advisory Committee for Persons with Disabilities Outstanding Business List (Deferred from the November 12, 2019 meeting)
 - 13.4.a Outstanding Business List Item 2017-B - Correspondence from Tom Hunter, CityHousing Hamilton, respecting a Smoke Free Living Policy
 - 13.4.b Outstanding Business List Item 2018-B - Snow and Ice By-law No. 03-296
 - 13.4.c Outstanding Business List Item 2018-E - Correspondence from the Wheelchair and Scooter Safety Working Group respecting a Draft Stranded Wheelchair Proposal from DARTS
 - 13.4.d Outstanding Business List Item 2018-F - Correspondence from Anne McArthur, Public Works, respecting an Accessibility Review of City Hall
 - 13.4.e Amendments to the Advisory Committee for Persons with Disabilities Outstanding Business List

14. PRIVATE AND CONFIDENTIAL

15. ADJOURNMENT



Hamilton

**ADVISORY COMMITTEE FOR PERSONS WITH
DISABILITIES**

Minutes 19-011

4:00 p.m.

Tuesday, December 10, 2019

Rooms 192 and 193, City Hall

71 Main Street West

Present: A. Mallet (Chair), J. Cardno (Vice-Chair), S. Aaron, P. Cameron, M. Dent, L. Dingman, A. Frisina, S. Geffros, J. Kemp, P. Kilburn, T. Manzuk, M. McNeil, T. Murphy, K. Nolan and T. Nolan

Absent

with regrets: C. McBride and A. Wilson

Also Present: J. Bowen, Supervisor, Diversity and Inclusion

**THE FOLLOWING ITEMS WERE REFERRED TO THE
GENERAL ISSUES COMMITTEE FOR CONSIDERATION:**

- 1. Advisory Committee for Persons with Disabilities
Working Group Review (deferred from the November 12,
2019 meeting) (Item 10.1)**
 - (a) (Kemp/Manzuk)**
 - (i) That a Built Environment Working Group of the
Advisory Committee for Persons with Disabilities be**

10. DISCUSSION ITEMS (Item 10)

- 10.3 Advisory Committee for Persons with Disabilities
Terms of Reference Review (deferred from the
November 12, 2019 meeting)

(K. Nolan/McNeil)

That the agenda for the December 10, 2019 meeting of the
Advisory Committee for Persons with Disabilities be
approved, as amended.

CARRIED

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES (Item 4)**(i) November 12, 2019 (Item 4.1)****(McNeil/Dingman)**

- (a) That the minutes of the November 12, 2019
meeting of the Advisory Committee for Persons
with Disabilities, be **amended**, as follows:
- (i) That Items (k)(a) and (k)(b)(i) be corrected to
reflect that the Advisory Committee for
Persons with Disabilities Terms of Reference
Review was deferred to the December 10,
2019 meeting as opposed to the January 14,
2020, as follows:
- (a) That the following discussion items be
deferred to the December 10, 2019
Advisory Committee for Persons with

Disabilities meeting due to time constraints:

(i) Advisory Committee for Persons with Disabilities Working Group Review (Item 10.2)

(ii) Advisory Committee for Persons with Disabilities Working Group Accommodation (Item 10.3)

(iii) Advisory Committee for Persons with Disabilities Terms of Reference Review (Item 10.4)

~~(b) That the following discussion item be deferred to the January 14, 2020 Advisory Committee for Persons with Disabilities meeting due to time constraints:~~

~~(i) Advisory Committee for Persons with Disabilities Terms of Reference Review (Item 10.4)~~

(McNeil/Dingman)

That the minutes of the November 12, 2019 meeting of the Advisory Committee for Persons with Disabilities, be approved, as amended.

CARRIED

(d) CONSENT ITEMS (Item 7)

(i) Built Environment Working Group Update (Item 7.1)

(McNeil/Dingman)

That the Built Environment Working Group Meeting Notes of October 1, 2019 (Item 7.1(a)), be received.

CARRIED

(ii) Housing Issues Working Group Update (Item 7.2)

(Kemp/Geffros)

That the Housing Issues Working Group Meeting Notes of October 1, 2019 (Item 7.2(a)), be received.

CARRIED

(iii) Outreach Working Group Update (Item 7.3)

No update.

(iv) Transportation Working Group Update (Item 7.4)

(K. Nolan/Kemp)

That the Transportation Working Group Meeting Notes of November 26, 2019 (Added Item 7.4(a)), be received.

CARRIED

(v) Wheelchair and Scooter Safety Working Group Update (Item 7.5)

No update.

(vi) Disability Justice and Climate Crisis Working Group Update (Item 7.6)

No update.

(vii) Community Safety Working Group Update (Item 7.7)

The Community Safety Working Group submitted a 2019 Summary and Transition Report via Google Docs for the Advisory Committee for Persons with Disabilities' consideration. However, it could not be included with the agenda due to access restrictions. The Committee Clerk will work with the Chair of the Community Safety Working Group to resolve the issue so that it can be included in the next agenda.

(e) DISCUSSION ITEMS (Item 10)**(i) Advisory Committee for Persons with Disabilities Working Group Review (deferred from the November 12, 2019 meeting) (Item 10.1)**

On July 9, 2019, the Advisory Committee for Persons with Disabilities established 7 Working Groups on a pilot basis for 2019.

The Committee reviewed the current activities and future goals of each Working Group. It was determined that the Outreach Working Group, the Wheelchair and Scooter Safety Working Group, the Disability Justice and Climate Crisis Working Group, and the Community Safety Working Group would not continue beyond the pilot period at this time. The Committee reserved the right to re-establish any or all of these Working Groups in future if the need arises.

For further disposition of this matter, please see Item 1.

**(ii) Advisory Committee for Persons with Disabilities
Working Group Accommodation (deferred from the
November 12, 2019 meeting) (Item 10.2)**

J. Bowen, Supervisor, Diversity and Inclusion, indicated that she plans to attend the first meeting of 2020 of the Housing Issues Working Group, the Transportation Working Group, and the Built Environment Working Group in order to discuss their respective accommodation needs and investigate potential solutions.

**(iii) Advisory Committee for Persons with Disabilities
Terms of Reference Review (deferred from the
November 12, 2019 meeting) (Added Item 10.3)**

M. McNeil introduced the following Motion:

- (a) That the Terms of Reference for the Advisory Committee for Persons with Disabilities, be amended as follows:
- (i) That the Composition section be amended, to read as follows:
- The Advisory Committee for Persons with Disabilities shall be comprised of **up to** 18 citizen members and one Member of Council.
- (ii) That Item 6 under the Terms of Reference section heading be amended, to read as follows:

6. To support the work of the Committee through ~~sub-committees and~~ Working Groups, as required, ~~and~~ specifically related to the ~~Provincial standards,~~ including ~~Customer Service,~~ Housing, Transportation, ~~Employment,~~ **and** Built Environment, ~~and Information and Communications.~~
- (iii) That Item 9 under the Terms of Reference section heading be deleted in its entirety and replaced with the following:
- ~~9. Committee members missing three consecutive meetings without appropriate notification to the Chair or Staff Liaison shall be considered as resigned from the Committee thereby reducing the required number for quorum.~~
 9. ***Members of the Committee who miss more than three Advisory Committee for Persons with Disabilities meetings (excluding Working Group meetings), during their term without Committee approval, may be subject to replacement on the Committee and may not be eligible for re-appointment.***

(McNeil/Dingman)

That further review of the Advisory Committee for Persons with Disabilities Terms of Reference, including

the Motion respecting Amendments to the Terms of Reference for the Advisory Committee for Persons with Disabilities, be deferred to the January 14, 2020 Advisory Committee for Persons with Disabilities meeting, following Council's consideration of amendments to the City of Hamilton's Procedural By-law 18-270.

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

(Kemp/Frisina)

(a) That the following items be deferred to the January 14, 2020 Advisory Committee for Persons with Disabilities meeting due to time constraints:

- (i) Accessibility Complaints to the City of Hamilton (Item 13.1)
- (ii) *Accessibility for Ontarians with Disabilities Act, 2005 (AODA) Update* (Item 13.2)
- (iii) Presenters List for the Advisory Committee for Persons with Disabilities (Item 13.3)

CARRIED

(g) ADJOURNMENT (Item 15)

(Murphy/Geffros)

That there being no further business, the Advisory Committee for Persons with Disabilities be adjourned at 5:35 p.m.

CARRIED

Respectfully submitted,

5.1

From:

Dina Honig
Hamilton Immigration Partnership Council
Research and Evaluation Committee
Hamilton, Ontario

To:

Chair, Hamilton Advisory Committee

RE: Research projects for 2020

Hamilton Immigration Partnership Council (HIPC) is a federally-funded community table that works to create a seamless settlement process for newcomers to Hamilton. By collaborating with local partners, HIPC leads initiatives for the successful integration of newcomers to Hamilton and the creation of a welcoming community. (see <http://hamiltonimmigration.ca/> for more information.)

HIPC's Research and Evaluation Committee facilitates, promotes, and arranges for studies on various topics such as the needs of newcomers, Hamilton's immigrant demographics, informal supports for newcomers, best practices for housing newcomers, and settlement services.

We are currently approaching the different Advisory Committees to the City of Hamilton to solicit ideas for studies/research/information pertaining to intersections of your population of interest with that of immigrants, refugees and other newcomers. While there is an Advisory Committee for Immigrants and Refugees, other advisory committees serve the unique needs of other populations under their own mandate, including racialized communities, women, LGBTQ community, and seniors.

We invite you to discuss this offer within your committee and to identify any pressing research needs to me so that I can bring them back to my own HIPC Committee. We cannot guarantee that we will have the resources to undertake your research idea, but we would like to give it consideration and, if we are unable to take it on, may also be useful in connecting you to other resources.

Sincerely,

Dina Honig

Email: denahonig@hotmail.com

Tel: [REDACTED]

7.1(a)

CITY OF HAMILTON

MOTION

Advisory Committee for Persons with Disabilities: January 14, 2020

MOVED BY M. SINCLAIR.....

SECONDED BY

Appointment of Mary Sinclair to the Built Environment Working Group of the Advisory Committee for Persons with Disabilities

WHEREAS, the Advisory Committee for Persons with Disabilities established the Built Environment Working Group at their meeting on December 10, 2019 (see Item 1(a)(i) of Advisory Committee for Persons with Disabilities Report 19-011 for reference); and,

WHEREAS, Hamilton City Council, at its meeting held on December 11, 2019, appointed Mary Sinclair to the Advisory Committee for Persons with Disabilities;

THEREFORE, BE IT RESOLVED:

That Mary Sinclair be appointed to the Built Environment Working Group of the Advisory Committee for Persons with Disabilities for the remainder of the 2018 – 2022 Term of Council.

7.2(a)

CITY OF HAMILTON

MOTION

Advisory Committee for Persons with Disabilities: January 14, 2020

MOVED BY M. SINCLAIR.....

SECONDED BY

Appointment of Mary Sinclair to the Housing Issues Working Group of the Advisory Committee for Persons with Disabilities

WHEREAS, the Advisory Committee for Persons with Disabilities established the Housing Issues Working Group at their meeting on December 10, 2019 (see Item 1(a)(ii) of Advisory Committee for Persons with Disabilities Report 19-011 for reference); and,

WHEREAS, Hamilton City Council, at its meeting held on December 11, 2019, appointed Mary Sinclair to the Advisory Committee for Persons with Disabilities;

THEREFORE, BE IT RESOLVED:

That Mary Sinclair be appointed to the Housing Issues Working Group of the Advisory Committee for Persons with Disabilities for the remainder of the 2018 – 2022 Term of Council.

7.4

Community Safety Working Group 2019 Summary and Transition Report

The community Safety Working Group of the Advisory Committee for Persons with Disabilities (ACPD) was a new pilot working group created in 2019. The working group was proposed to tie connect and amplify broader conversations regarding the safety of members of marginalized communities in Hamilton with a specific focus on disabled community members. The full terms of reference for the working group may be found in Appendix A. The community Safety working group had four ACPD members sitting on the committee and met September, October, and November respectively. Minutes from these meetings may be found in Appendix B. The below report acts as a summary and reflection of the conversations had by the working group during these past few months and explores possible future directions for the working group.

Bullying

Concerns were raised regarding the prevalence of bullying in Hamilton Wentworth District School Board schools, particularly bullying that is ableist or targets students on the basis of disability in some way. It was noted that students with disabilities, in general, are more likely to be targets of bullying and may have unique needs or concerns that may not be adequately addressed by general anti-bullying initiatives. As this is currently a subject of great concern to the school board, it was noted that it would be desirable for the Board to consider the unique concerns of disabled students during their ongoing consultations and interventions regarding bullying in HWDSB schools. As this falls

under the purview of the Special Education Advisory Council of the HWDSB, contact has been made with a member of the SEAC to offer support and/or assistance to ensure that they will continue to raise the issue of disability and disability-related bullying throughout the Board's attempts to address the issue of bullying within HWDSB schools.

Hamilton Police Services

Concerns regarding Hamilton Police Service Actions and Policies were discussed. Concerns discussed focused on the treatment of disabled detainees and arrestees, as well as disabled people who are in holding/detention in HPS facilities. During the first meeting discussion and concern regarding the use of solitary and the extremely concerning number of overdose deaths in the Provincially operated Barton Jail were discussed as well. Specific concerns discussed included:

- Use of force against people in mental health crises, including the use of firearms.
- Concerns about the relationship between people with disabilities and the Hamilton Police Services, particularly disabled Hamiltonians who also occupy another marginalized identity. Conversations had centred on comfort and likelihood of interacting with HPS as well as critiques of the utility of these interactions.
 - Questions were asked if for example individuals would feel safe calling the police if a friend was experiencing a mental health related crisis or they had witnessed or experience hate based violence.

For this work to continue it would be beneficial to request and compile more information on how the examples above and other

situations are addressed and what the policies exist regarding disability as it intersects with criminal justice. A request has been made under the municipal freedom of information and protection of privacy act for any and all records relating to the treatment of people with disabilities, including mental health concerns and substance use disorders, in HPS custody. Initial recommendations discussed included both the need and value of disability representation on the Hamilton Police Services Board as well as community delivered non police alternatives to seeking support for instances regarding mental health crisis and/or hate based violence. Given many community organizations are doing this work in various capacities already within the city, the motion to explore a community hub as proposed last week at Council, was discussed positively amongst the Working Group.

Public Space

Concerns have been raised about the impacts of construction on the safety of residents with disabilities, particularly the impacts of sidewalk closures / detours, incomplete construction projects impacting the surfaces of the roads and sidewalks, and detours that are not fully accessible. Full and barrier-free access to public space is a vital aspect of an accessible city, and the safety of disabled Hamiltonians should be paramount when there are disruptions, particularly as the result of construction. Construction often impacts access to curb cuts and transit stops, and pedestrian detours are often inaccessible either to people with mobility devices and/or balance issues, or to blind/ low-vision people due to a lack of tactile paving directing people on these pathways.

There is also a desire for an increased number of benches within the city, as this would improve the ability of residents with disabilities to access vital services on foot, and would increase safety by mitigating fall risks for disabled and older Hamiltonians. So-called “hostile architecture”, which generally describes a series of architectural/design decisions in the design of public space that attempts to limit the ability of people to lie down, sleep, or comfortably shelter within that space. These designs often limit the abilities of people with disabilities to comfortably use this infrastructure, and an example was given of benches with bars that make it impossible to stretch or lie down on them, which in addition to targeting low-income and/or indigent populations, also impinge on the ability of some people with disabilities to transfer onto these benches or to stretch or rest their legs. However, this section has a significant overlap with a number of other working groups, and as a result the issues were not pursued in great detail. Should there be a desire to do so amongst the committee or the general public, these issues could be pursued further.

Weather

Conversations were had regarding the impacts inclement and extreme weather events have on the safety of residents with disabilities. Given overlap with other working groups there was hesitation to delve too deeply into specifics regarding the follow beyond information gathering:

- Snow and Ice Removal: Given there is a feasibility report currently underway by staff regarding the city clearance of snow and ice the committee briefly discussed the numerous additional barriers and safety concerns that uncleared/poorly cleared/inconsistently cleared snow and ice creates for

residents with disabilities. There was interest in reviewing and commenting upon the report at either a working group level or at ACPD upon its release.

- Rain and Scooters: During the rain many scooters can lose function stranding residents in the city. This can make loading a scooter onto an HSR bus extremely difficult and ostracizing creating safety concerns for these residents. It was mentioned a program has been developed with the Hamilton Police to respond in these circumstances. This raised comments regarding the availability of this knowledge and if people know this resource exists.
- Extreme hot and cold events can be life or death for precariously and (un)derhoused residents in the city. Given people with disabilities are disproportionately (un)derhoused the working group discussed means by which the city can and should guarantee shelter (at minimum) during these events. Conversations also arose regarding the necessity of cooled public spaces as well as the danger overheating presents for individuals with certain conditions or who are taking specific medications. Should individuals be able to subscribe to alerts and reminders from Hamilton Public Health to ensure they remember to be heat cautious and are checked in on during these events?

Community Forum

It is the aim of this working group to develop a series of recommendations or guidelines relating to community safety and disability in Hamilton. In order to do so, it is desired that a community forum be held in consultation with other groups in Hamilton who may have input on this matter, e.g. SACHA, HCCI,

DJNO. However given these groups have limited resources relationship building as well as specific but flexible proposals should be a first step in pursuing this. Engaging with the broader disability community can only strengthen and improve the above recommendations and bring new insights based on a broader array of lived experiences to the working groups discussions. If the working group is to continue into the new year a community forum is strongly recommended to be a part of the work plan.

Committee Next Steps

Two options were discussed as next directions for the working group to be explored by the ACPD at a following meeting.

1. Extend the pilot for this Working group. This would necessitate interest from new members to join and actively contributed to what would be a somewhat intensive work plan. The current membership of the working group would strongly recommended on hosting a community forum as part of this workplan.
2. Not continuing the working group. Work with ACPD to preserve this report as background and context in case of future discussions on these issues. The current working group membership would pursue a more active role in other working groups and bring these conversations to those groups where appropriate.

Appendix “A”: Community Safety Working Group Terms of Reference

Description/Rationale for a Community Safety Working Group:

- The City of Hamilton frequently has one of the highest reported rates of hate crimes;
- Weekly rallies at City Hall and the events preceding, at, and following Hamilton Pride have resulted in discussion regarding hate and hate crimes by Hamilton City Council;
- The alleged presence of a Hamilton Police Services officer from the Hate Crimes and Extremism Unit at a community meeting held by the LGBTQ Advisory Committee has resulted in increased mistrust and feeling unsafe amount members of marginalized communities.
- The city of Hamilton has proposed a Hate Incidence Prevention Policy, that among many things would increase surveillance for actions on city grounds

All of this to say how to respond to “hate” and fascism is becoming and increasingly prevalent conversation at Hamilton City council. While our primary function is to advise on accessibility, aspects of our mandate required to consider the well being and needs of disability community issues. Given that marginalized communities are the most impacted by these conversations we should be at the table.

Appendix “B”: Community Safety Working Group Meeting Notes from September – November 2019

September 3rd:

Administrative notes:

- Working group to meet 6pm on the first Tuesday of the month at Hamilton Public Library Central Branch
- Concerns within the working group regarding communication with each other. Members present willing to explore different methods of communication (texting, Facebook, google drive etc.) in addition to email to resolve any potential concerns

Committee Scope:

- Community Safety
 - Community to the disability community
 - Safety being the ability to be free, independent and participate fully fearing or experiencing any kind of harm
- What types of safety concerns did members flag
 - Transit: when scooters or power chairs die it can be difficult or impossible to load them onto the HSR or DARTS, instances where seatbelts are not properly secured when using transit or secured at all, hostility from other passengers
 - Many of these instances fall under existing policies or working groups but could be discussed as part of a larger conversation
 - Interacting with police: reports of detention in hot car with windows up
(https://raisethehammer.org/article/3685/hamilton_failing_to_confront_rising_right-wing_extremism),

unnecessary use of force, crisis response all considerations that uniquely impact people with disabilities safety particularly racialized people with disabilities

- Communication differences only exacerbate concerns for d/Deaf and Hard of Hearing folks as well as non verbal communicators
- Overdose deaths in institutions like Barton Jail (provincially run) but also in the broader community
- HWDSB Kids Need Help reports site concerns of ableism and racism within school board policies, what potential impacts exist off school groups and in the community with this age group
- Winter snow removal and ice concerns
- Construction resulting in inaccessible routes (Locke St reconstruction in 2018)
- Presence of Benches and places to sit and/or lie down while out in the community
 - Hostile infrastructure such as benches with bars in the middle often further limit the usability of these benches and seating areas
- Concerns regarding sexual violence
- Biases and perceptions of dangerousness from city staff and officials that further ableism

Workplan:

- September: Continue to explore effective communication practices with working group members. Continue to explore barriers and safety concerns narrowing list. Reach out to other community members and groups to build partnerships and explore issues from an intersectional lens.

- October: Prepare for and plan a community feedback forum and/or survey to hear from community members regarding their experiences, concerns, and solutions.
- November: Host outreach activities and explore trends
- December: Report writing and presentation.

October:

- Community partners for the community forum were discussed and included: Disability Justice Network of Ontario, Other equity based advisory committees, AODA alliance, The Space, Hamilton Health Coalition, ODSP Action Committee, Hamilton ACORN, SACHA.
- Discussion of holding the forum in either the Central Branch of the Hamilton Public Library or within council Chambers, preference for the library was discussed

November:

- The Working Group reviewed the conversations and directions discussed at the past two meetings
- Concerns were discussed regarding too much reliance on external partners within the city and the need to build more ground work within the working group and ACPD more broadly behind specific conversations.
- Concerns were discussed regarding attendance and the broader capacity of the working group with 2-3 members in attendance at every meeting.
- It was decided to produce a summary/transition report of the work of the pilot thus far and suggest next steps for the working group itself.

8.1

Delegation from Denise Sterling, Service Canada, respecting the Canada Pension Plan Disability (CPP-D) Benefit Toolkit

The website to access the CPP-D Toolkit (both interactive and printable):

<https://www.canada.ca/en/employment-social-development/programs/pension-plan-disability-benefits/reports/toolkit.html>

The Canada Benefit Finder:

<https://benefitsfinder.services.gc.ca/hm?GoCTemplateCulture=en-CA>

Denise Sterling
Citizen Services Specialist
Citizen Services and Program Delivery Branch
1550 Upper James St. Hamilton, ON

*As approved by Council on November 23, 2016 as part of GIC Report 16-029, November 16, 2016
As amended by Council on September 25, 2019 as part of GIC Report 19-017, September 18, 2019*



Hamilton

**ADVISORY COMMITTEE FOR PERSONS
WITH DISABILITIES**

Mission Statement:

The Advisory Committee for Persons with Disabilities exists to identify and raise awareness about the barriers that impact the lives of persons with disabilities, and to make recommendations to the City of Hamilton on how to prevent and eliminates barriers.

Vision Statement

Hamilton is an inclusive community where ALL people can live, work, play and participate fully, free from barriers or discrimination.

Values

Accountability
Excellence
Honesty
Innovation
Leadership
Respect

Teamwork
Equity
Inclusiveness
Cooperation
Dignity
Tolerance

Mandate:

The Advisory Committee for Persons with Disabilities recommends to the City of Hamilton policies, procedures and standards that address the needs and concerns of persons with disabilities.

Composition:

The Advisory Committee for Persons with Disabilities shall be comprised of 18 citizen members and one Member of Council.

The majority of members of the ACPD will be persons with disabilities in accordance with the *Ontarians with Disabilities Act, 2001*.

The membership should reflect a wide range of disabilities and should advocate for all disabilities.

Terms of Reference:

1. To advise Council annually about the preparation, implementation, and effectiveness of its accessibility plan required pursuant to the *Ontarians with Disabilities Act, 2001* (ODA), the *Accessibility for Ontarians with Disabilities Act, 2005* (AODA), and related regulations.
2. To ensure that the right of access for persons with disabilities to programs and services provided by the City is sustained, maintained, and/or improved in accordance with Provincial legislation, regulations and City standards, and/or policies.

3. To review and comment to Council and other levels of government on pertinent reports, proposed legislation and studies which affect all persons with disabilities, where appropriate.
4. To provide a forum where persons with disabilities and service representatives can express their concerns, share information and recommend improvements to the existing level of City services for persons with disabilities, while taking into consideration a wide spectrum of disabilities in discussions and decision making.
5. To educate and increase awareness to City Council on issues which affect people with disabilities.
6. To support the work of the Committee through Sub-Committees and Working Groups, as required, and specifically related to the Provincial standards, including Customer Service, Housing; Transportation, Employment, Built Environment, and Information and Communications.
7. To maintain knowledge of the work of the committee through attendance at meetings and review of agendas and supporting materials.
8. To regularly review the progress and measure the success of the committee and its activities.
9. Committee members missing three consecutive meetings without appropriate notification to the Chair or Staff Liaison shall be considered as resigned from the Committee thereby reducing the required number for quorum.

10.1(a)

CITY OF HAMILTON

MOTION

Advisory Committee for Persons with Disabilities: January 14, 2020

MOVED BY M. McNEIL.....

SECONDED BY

Amendments to the Terms of Reference for the Advisory Committee for Persons with Disabilities

(a) That the Terms of Reference for the Advisory Committee for Persons with Disabilities, be amended as follows:

(i) That the Composition section be amended, to read as follows:

The Advisory Committee for Persons with Disabilities shall be comprised of **up to** 18 citizen members and one Member of Council.

(ii) That Item 6 under the Terms of Reference section heading be amended, to read as follows:

6. To support the work of the Committee through ~~sub-committees and~~ Working Groups, as required, and specifically related to the ~~Provincial standards, including Customer Service,~~ Housing, Transportation, ~~Employment,~~ **and** Built Environment, ~~and Information and~~ Communications.

- (iii) That Item 9 under the Terms of Reference section heading be deleted in its entirety and replaced with the following:

~~9. Committee members missing three consecutive meetings without appropriate notification to the Chair or Staff Liaison shall be considered as resigned from the Committee thereby reducing the required number for quorum.~~

9. Members of the Committee who miss more than three Advisory Committee for Persons with Disabilities meetings (excluding Working Group meetings), during their term without Committee approval, may be subject to replacement on the Committee and may not be eligible for re-appointment.

- (iv) That Item 10 be added under the Terms of Reference section heading, to read as follows:

10. The Chair and Vice-Chair of the Advisory Committee for Persons with Disabilities may serve for more than one year in a Council term.

13.3

Advisory Committee for Persons with Disabilities Presenters List as of January 8, 2020

The following is a listing of invited presenters for future Advisory Committee for Persons with Disabilities meetings:

- (a) **Invitee:** A representative of Community Living Hamilton
Issue: Unknown
Date Action Initiated: June 12, 2018, Advisory Committee for Persons with Disabilities Report 18-006, Item (g)(v)
Status: Under review

- (b) **Invitee:** A representative of Community Para-Med
Issue: Unknown
Date Action Initiated: June 12, 2018, Advisory Committee for Persons with Disabilities Report 18-006, Item (g)(v)
Status: Under review

- (c) **Invitee:** A representative of LHIN Home and Community Care (formerly Community Care Access Centre Hamilton)
Issue: Unknown
Date Action Initiated: June 12, 2018, Advisory Committee for Persons with Disabilities Report 18-006, Item (g)(v)
Status: Under review

- (d) **Invitee:** Sarah Jama, Hamilton Centre for Civic Inclusion
Issue: Unknown
Date Action Initiated: June 12, 2018, Advisory Committee for Persons with Disabilities Report 18-006, Item (g)(v)
Status: Under review

- (e) **Invitee:** Donna Skelly, MPP Flamborough-Glanbrook
Issue: **Listening to Ontarians with Disabilities: The Third Review of the *Accessibility for Ontarians with Disabilities Act, 2005***
Date Action Initiated: March 12, 2019, Advisory Committee for Persons with Disabilities Report 19-002, Item (f)(v)
Status: Ongoing - See Item 2019-C on Outstanding Business List for reference.
- (f) **Invitee:** Director of Housing Services (or their designate)
Issue: **City of Hamilton's Housing and Homelessness Action Plan**
Date Action Initiated: August 13, 2019, Advisory Committee for Persons with Disabilities Report 19-007, Item 1
Status: Ongoing - A Council Follow-Up Notice was issued to the Director of Housing Services on September 27, 2019 for appropriate action.
- (g) **Invitee:** Emergency Management Staff
Issue: **City of Hamilton's Emergency Plan**
Date Action Initiated: August 13, 2019, Advisory Committee for Persons with Disabilities Report 19-007, Item 3
Status: Ongoing - Emergency Management Staff scheduled to attend the Advisory Committee for Persons with Disabilities meeting on February 11, 2020.

13.4

Advisory Committee for Persons with Disabilities Outstanding Business List as of January 8, 2020

2016-A

Issue: Update of the 2006 Barrier Free Design Guidelines

Date Action Initiated: June 14, 2016 (Item 8.2)

Resolution: That financial and administrative resources be put forward by Public Works, in consultation with CityHousing Hamilton, to update the 2006 Barrier Free Design Guidelines and that those guidelines include updated requirements for accessible housing within City owned and operated housing facilities.

Status: Ongoing - An update has been requested from relevant Staff. Awaiting response.

2016-B

Issue: Housing Services and City of Hamilton's Barrier Free Design Guidelines

Date Action Initiated: September 13, 2016 (Item 4(i))

Resolution: That Housing Services staff be directed to adhere to the City of Hamilton's Barrier Free Design Guidelines and consult with the Advisory Committee for Persons with Disabilities for any future housing renovations and new construction projects.

Status: Ongoing - An update has been requested from relevant Staff. Awaiting response.

2016-C

Issue: Request for an Accessibility Audit Update from Housing Services

Date Action Initiated: September 13, 2016 (Item 4 (ii))

Resolution: That staff be directed to prepare an update to the Advisory Committee on Persons with Disabilities on all accessibility audits completed to date by ACPD, including City Hall, MacNab Street Terminal, Stoney Creek Recreation Centre, Battlefield House and Park, Westmount Recreation Centre, Waterdown Civic Centre, 690 Stone Church Road West and Tim

Horton's Field, with dates, outcomes and outstanding items found in each audit.

Status: Ongoing - Jessica Bowen (Supervisor of Diversity and Inclusion, Human Resources Division) to provide the requested update.

2017-A

Issue: Locations of Accessible Washrooms in City Owned Facilities

Date Action Initiated: August 8, 2017 17-007 (Item 5.2)

Resolution: That staff be directed to provide an inventory of accessible public washrooms in City owned facilities, to be made available to the public

Status: Ongoing - The Energy Fleet & Facilities Management Division of the Public Works Department is in the process of preparing an inventory. Target completion date is November 2020.

2017-B

Issue: Smoke Free Policy for Social Housing

Date Action Initiated: Dec. 12, 2017 (Added Item 9.1)

Resolution: That Public Health Services staff be directed to investigate the feasibility of establishing a smoke - free policy for all social housing in Hamilton

Status: Considered Complete - See Item 13.4(a) respecting correspondence from Tom Hunter, CityHousing Hamilton.

2018-A

Issue: Snow Removal Processes and Policies

Date Action Initiated: February 13, 2018 18-002 (Item 7.2)

Resolution: That staff be directed to work on a solution for snow clearing and work with members of the Advisory Committee for Persons with Disabilities to develop a plan for the Winter 2018/2019.

Status: Ongoing - Bob Paul (Manager of Roadway Maintenance, Public Works Department) scheduled to attend the Advisory Committee for Persons with Disabilities meeting on February 11, 2020.

2018-B

Issue: Review of Snow and Ice By-law No. 03-296

Date Action Initiated: April 10, 2018 18-004 (Added Item 11.5)

Resolution:

- (a) That appropriate staff be invited to come to a meeting of the Advisory Committee for Persons with Disabilities to discuss the Snow and Ice By-law No. 03-296 By-law; and,
- (b) That a copy of the current Snow and Ice By-law No. 03-296 be distributed to members of the Advisory Committee for Persons with Disabilities for review and discussion with staff.

Status: Considered Complete - Bob Paul (Manager of Roadway Maintenance, Public Works Department) scheduled to attend the Advisory Committee for Persons with Disabilities meeting on February 11, 2020. See Item 13.4(b) for Snow and Ice By-law No. 03-296.

2018-C

Issue: Note-taker for ACPD meetings

Date Action Initiated: April 10, 2018 18-004

Resolution: Staff were directed to investigate the feasibility and criteria for hiring a note-taker for the working groups of the Advisory Committee for Persons with Disabilities.

Status: Considered Complete - Jessica Bowen (Supervisor of Diversity and Inclusion, Human Resources Division) to attend the first meeting of 2020 of the Housing Issues Working Group, the Transportation Working Group, and the Built Environment Working Group to discuss their respective accommodation needs and investigate potential solutions.

2018-D

Issue: Automated Pre- Boarding Announcements on HSR Vehicles

Date Action Initiated: June 12, 2018 18-006 (Added Item 9.1)

Resolution: That staff be directed to take steps to ensure that system is fully operational on all HSR vehicles as is required by AODA regulations.

Status: Ongoing - An update has been requested from relevant Staff. Awaiting response.

2018-E

Issue: Draft Proposal from DARTS respecting Stranded Wheelchairs

Date Action Initiated: July 10, 2018 18-007 (Item 5.5(a))

Resolution: That the Draft Proposal from DARTS respecting Stranded Wheelchairs be referred to the Wheelchair and Scooter Safety Working Group with a report back to the Advisory Committee for Persons with Disabilities.

Status: Considered Complete - See Item 13.4(c) respecting correspondence from the Wheelchair and Scooter Safety Working Group.

2018-F

Issue: Accessibility Review of City Hall Outstanding Items

Date Action Initiated: September 11, 2018 18-009 (Item 5.1)

Resolution: The following accessibility improvements be made at City Hall:

- push locks in the accessible washrooms at City Hall. The current locking mechanism requires a person to have the strength and dexterity to physically turn the lock to ensure privacy. In addition, the door and locking mechanism are not in alignment with the bathroom wall requiring the individual to position themselves, reach and lean forward to secure the lock such that it places them in a precarious position and at risk of falling;

- installation of a tactile (warning) strip at the top of the second-floor stairs at City Hall;
- inclusion of decals with a higher colour contrast on all glass doors at City Hall; and,
- reflective tape on the railing from Main Street into the City Hall Forecourt

Status: Considered Complete - See Item 13.4(d) respecting correspondence from Anne McArthur, Public Works.

2019-A

Issue: Hamilton Street Railway Bus Transfers

Date Action Initiated: March 12, 2019 19-002 Item 11.1

Resolution: Hamilton Street Railway Bus Transfers

ACPD requests City Council to direct staff to investigate the feasibility of HSR extending the duration of HSR bus transfers for persons with disabilities including consultation with ACPD on this process.

Status: Ongoing - An update has been requested from relevant Staff. Awaiting response.

2019-B

Issue: City's Commitment to the Lives of Persons with Disabilities in the City of Hamilton

Date Action Initiated: March 12, 2019 19-002 Added Item 11.2

Resolution: That the Mayor and Council be invited to attend and speak to the Advisory Committee for Persons with Disabilities respecting the City's commitment to the betterment of the lives of persons with disabilities in the City of Hamilton.

Status: Considered Complete - A Council Follow-Up Notice was issued to Jodi Koch, Director, Talent and Diversity, on April 24, 2019 for appropriate follow-up.

2019-C

Issue: Correspondence to a Member of Provincial Parliament respecting Listening to Ontarians with Disabilities: Report of the Third Review of the Accessibility for Ontarians with Disabilities Act, 2005

Date Action Initiated: March 12, 2019 19-002 Added Item 13.5

Resolution: That staff prepare a letter for the Chair's signature, to be sent to the General Issues Committee & Council for approval.

Status: Ongoing - Jessica Bowen (Supervisor of Diversity and Inclusion, Human Resources Division) to follow-up.

2019-D

Issue: Feasibility of a Document Sharing Portal

Date Action Initiated: August 13, 2019, Report 19-007, Item (d)(iv)

Resolution: That Diversity and Inclusion Staff be requested to investigate and report back to the Advisory Committee for Persons with Disabilities on the feasibility of a document sharing portal or similar technology to serve as an online workspace and centralized document repository for Working Groups of the Advisory Committee for Persons with Disabilities, enabling members to work on projects more effectively.

Status: Ongoing - Incident 200385 logged with the IT Service Desk on September 30, 2019.

2019-E

Issue: Installation of Urban Braille along Cannon Street East at the Intersections of Wellington Street North, Catherine Street North, and John Street North

Date Action Initiated: September 10, 2019, Report 19- 008, Item 1

Resolution: That Public Works staff be requested to examine and report back to the Advisory Committee for Persons with

Disabilities on the feasibility of installing Urban Braille on Cannon Street East at the intersections of Wellington Street North, Catherine Street North, and John Street North.

Status: Ongoing - An update has been requested from relevant Staff. Awaiting response.

13.4(a)

Sent: October 15, 2019 3:43 PM

Subject: Advisory Committee for Persons with Disabilities
Outstanding Business List Item 2017-B re: Smoke Free Policy for
Social Housing

At the CityHousing Hamilton (CHH) Board meeting in September 2019, a Smoke-Free Living policy for our buildings was approved for implementation effective January 1, 2020 (see Report #19027, attached as Appendix "A" to this correspondence). Essentially, any new and transferring units will be rented as smoke free. Tenants currently living in our units will be grandfathered. It will take many years until a building is entirely "smoke free". This policy applies to CHH buildings and not "...all social housing in Hamilton". Please let me know if you require anything further.

Thanks,

Tom Hunter,
CEO, CityHousing Hamilton



Date: September 24, 2019

Report to: Board of Directors
CityHousing Hamilton Corporation

Submitted by: Tom Hunter
Chief Executive
Officer/Secretary

Prepared by: Kate Mannen,
Manager Partnership
Development and Support
Services

Subject: **Smoke-Free Living Policy (Report #19027)**

RECOMMENDATION:

That the following CityHousing Hamilton (CHH) policy, information and actions be approved:

- (i) That the results of the smoke-free living resident survey, Appendix A, be accepted to support the development of a smoke-free policy for all CHH buildings to be implemented January 1, 2020.
- (ii) That Appendix B, respecting a Smoke-Free Living Policy for all CHH properties be approved.
- (iii) That Appendix C, respecting a smoke-free lease addendum for new and transferring tenants in all CHH buildings be approved.
- (iv) That tenants are aware of new smoking and vaping restrictions and prohibitions under the CHH Smoke-Free Living policy, Appendix "D 1-3".
- (v) That the CHH Smoking and Second Hand Smoke Survey, Appendix E, be received as information

A handwritten signature in blue ink that reads "Tom Hunter".

Tom Hunter
Chief Executive Officer/Secretary

EXECUTIVE SUMMARY:

Building on the initial Smoke-Free Living policy passed in June 2018 and the Public Health Services/CHH resident survey conducted in Q1 2019, CHH proposes that all buildings should be smoke-free.

The Smoking and Second-Hand Smoke Survey results included responses from 912 households of which 68% resided in seniors' apartment buildings. Seventy-two percent do not currently smoke cannabis, tobacco and/or shisha. While 62% of respondents would support a smoke-free policy in all CHH buildings, 80% think smoking should be prohibited within 9 metres from CHH building entrances/exits. The CHH Smoking and Second-Hand Smoke Survey Results Infogram is presented as Appendix A.

Ontario legislation allows current residents to be grandfathered to allow smoking in their units until they transfer units or cease to be a tenant. The new policy would affect new and transferring tenants to any CHH building who will not be allowed to smoke or vape in their unit or balcony. In Ontario social housing, experience indicates it typically takes 15 years for a multi-dwelling building to become totally smoke-free.

BACKGROUND:

At the June 2018 Board meeting, the Board passed CHH's first smoke-free living policy (Appendix B), which prohibited smoking and/or vaping in any new or retrofitted CHH building. An odour control plan was also approved for apartment buildings in preparation of cannabis legalization in October 2018.

The Board also directed staff to

- (i) Explore the development of a smoke-free policy for all CHH properties through a resident survey.
- (ii) Ensure signage as prescribed in the Smoke-Free Ontario Act (July 1, 2018) is posted at entrances, exits and common areas.
- (iii) Ensure residents are aware of new smoking and vaping prohibitions under the Smoke-Free Ontario Act.

CHH, in partnership with Public Health Services, posted provincial smoke-free signage at entrances, exits and common areas in all multi-unit buildings. These became available and were installed in October 2018. Every resident received a letter from CHH informing them of the new smoke-free policy and changes to the Smoke-Free Ontario Act in Q3 2018.

The Smoking and Second-Hand Smoke Survey was conducted in March 2019. The survey is attached as Appendix E. Survey results demonstrate support for a Smoke-Free Living Policy, Appendix A.

An odour mitigation plan has been implemented utilizing education materials, an updated complaints policy and brochure, referrals to Public Health Services smoking cessation supports and a pilot program of smoke filtration devices. These devices, commonly used in cancer clinics, use essential oils to dissipate odour molecules. They have proven to be successful in eliminating tobacco and cannabis odours. Since the pilot inception in November 2018, 55 units at approximately \$100.00 per unit have been distributed to CHH apartments. Upon tenant requests or complaints Property Managers or Community Relations Workers assess the need and place them accordingly.

DISCUSSION:

The Smoking and Second-Hand Smoke Survey results have been tabulated and analyzed by the City of Hamilton's Public Health Services. These results have informed the development and implementation of a Smoke-Free Living policy and implementation plan. Surveys were sent to CHH apartment buildings. The survey rate of return was similar to other large municipal comparators including Ottawa.

Survey Highlights:

Demographics

- 4,134 surveys were distributed; 912 households responded providing a 21% return rate
- 68% of respondents reside in seniors' apartment buildings
- 72% do not currently smoke cannabis, tobacco and/or shisha

Smoking in Homes and Health Impacts

- 43% reported at least 1 person in their household have health problems that worsen with exposure to second-hand smoke
- 60% reported 'sometimes' or 'always' being exposed to second-hand smoke from tobacco in their home, including smoke drifting into homes from outside.
- 80% of respondents understand that breathing in second hand smoke from tobacco is harmful to a person's health

Smoke-Free Policy Support

- 38% of respondents would oppose a smoke-free policy in all CHH buildings signifying 62% would support a smoke-free policy.

- 80% think smoking should be prohibited within 9 metres from CHH building entrances/exits
- 49% are not concerned that current residents may still smoke in their homes if a smoke-free policy is in place.

In response to the survey results, recommendations have been developed to create a CHH wide smoke-free living policy and implementation plan for CHH buildings.

Implementation Plan

Upon approval of a revised Smoke-Free Living Policy next steps include:

- Sharing survey results (Appendix A) with all tenants
- Communication to tenants, staff, contractors and community partners (Appendix D1, D2 and D3)
 - Education and awareness letters
 - Newsletter articles
 - Smoking cessation workshops
 - Wide distribution of complaints brochure
 - Targeted information sessions

CONCLUSION:

CHH will continue the journey to smoke-free living through a multi-pronged approach including:

- a) Prohibiting smoking of any substance including tobacco, shisha and cannabis in all CHH buildings for new and/or transferring tenants.
- b) Educating tenants through signage, communication and education sessions on CHH's Smoke Free Living Policy and providing smoking cessation supports through a partnership with Public Health Services.

ALIGNMENT TO THE 2017-2021 STRATEGIC PLAN:

This report implements:

Community Engagement & Participation

CityHousing Hamilton has an open, transparent and accessible approach in working with its residents to make a positive impact on the community.

Healthy and Strong Communities

CityHousing Hamilton believes that housing is a key influential determinant of health and is strongly tied to the quality of life as it impacts the physical, social, emotional and mental health of all persons.

Built Environment and Social Infrastructure

CityHousing Hamilton is committed to finding new ways to be innovative that will contribute a dynamic City characterized by unique infrastructure, buildings, and public spaces. The maintenance, renewal and new development of our housing stock will ensure that the quality of life, well-being and enjoyment of our residents', influences the design and planning of our homes.

Culture and Diversity

CityHousing Hamilton supports, accepts and celebrates people of all ages, backgrounds and abilities. We work together to ensure residents have access to the supports and opportunities they need to succeed.

Our People Our Performance

CityHousing Hamilton aims at delivering consistent and excellent service for all its residents, while searching for ways to increase efficiencies and effectiveness in how we operate. To provide the highest quality of service to our residents within current resources, we work to empower staff to deliver on our service commitments by strengthening staff competencies, standardizing operating processes, streamlining services and technology and holding staff accountable to better respond to the needs of residents.

TH/km

Mission: We provide affordable housing that is safe, well maintained and cost effective and that supports the diverse needs of our many communities.

Authority: Item 4, Committee of the Whole
Report 03-028 (PW03130/PD03226)
CM: October 15, 2003

Bill No. 296

CITY OF HAMILTON
By-law No. 03-296
Being a By-law to provide for the removal of snow and ice from
roofs and sidewalks

WHEREAS Section 130 of the Municipal Act, Chapter 25, S.O. 2001, provides that a municipality may regulate matters related to the health, safety, and well-being of the inhabitants of the municipality;

AND WHEREAS the City of Hamilton Act, 1999, SO. 1999 Chapter 14, Schedule C did incorporate, as of January 1st, 2001, the municipality of the "City of Hamilton";

AND WHEREAS the City of Hamilton Act, 1999, provides that the By-laws of the former municipalities continue in force and effect in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

AND WHEREAS the Council for the City of Hamilton deems it expedient to enact a single By-law to provide for the removal of snow and ice from roofs and sidewalks, in place of By-laws of the former area municipalities;

NOW THEREFORE, the Council for the City of Hamilton enacts as follows:

Definitions

1. In this By-law,
 - (a) "City" means the City of Hamilton;
 - (b) "Council" means the council for the City of Hamilton;
 - (c) "Consecutive winter storm events" refers to any precipitation and/or accumulation of snow or ice from the beginning of the original winter snow event, and any subsequent storm events occurring within a 24 hour period of the cessation of the previous storm event;
 - (d) "Director" means the Director of the Operations and Maintenance Division of the Public Works Department for the City, and includes his designate and successor;
 - (e) "Highway" means a common and public highway under the jurisdiction of the City of Hamilton, and includes a street, sidewalk, boulevard whether paved or not paved, an unopened road allowance, and any portion of the land situated between street lines;

By-law No. 03-296**Page 2**

- (f) "Winter Storm Event" refers to any precipitation and/or accumulation of snow or ice.
- 2. In this By-law, whenever a word imparts the masculine gender it is deemed to include the feminine gender;
- 3. In this By-law, the singular sense is deemed to be inclusive and interchangeable with the plural sense

Application of By-law

- 4. The provisions of this By-law shall apply to all lands within the boundaries of the City, except for those areas designated as being exempt by the Director.

General Duties, Obligations, and Prohibitions

- 5. That every occupant or owner shall, within 24 hours of the cessation of a Winter Storm Event, or within 24 hours of the cessation of a series of Consecutive winter storm events, remove and clear all snow and ice from sidewalks abutting the highways in front of, or along side, or at the rear of any occupied or unoccupied lot, or vacant lot;
- 6. All owners or occupants of buildings where the roof or eaves of which abut or overhang the highway or sidewalk upon the highway shall, whenever ice or snow accumulates on the roof or eaves, remove the same immediately, and in a manner showing due care and precaution for the safety of persons passing.
- 7. No owner or occupant shall throw, place, bring, or deposit snow or ice:
 - (a) On or immediately adjacent to a fire hydrant, or in any manner that obstructs access to a fire hydrant;
 - (b) On or adjacent to a travelled portion of the highway, or in such a manner so as to interfere with the safe passage of vehicles, or pedestrians, or obstruct the visibility of vehicle operators or pedestrians
 - (c) In such a manner so as to obstruct drainage to any drain or sewer
- 8. That if the owner or occupant fails, neglects, or refuses to comply with Sections 5, 6, and 7 of this By-law, the Director in lieu of, or in addition to any other remedy provided by this By-law, is authorized to have the snow or ice to be removed at the expense of the owner or occupant, and in the case of non-payment, such expenses may be recovered in a like manner as municipal taxes.

Enforcement

- 9. Any Police Officer, Municipal Law Enforcement Officer, or employee of the City designated by the Director for the purpose of this Section is authorized to inform any person of the provisions of this By-law and to request compliance therewith;

10. Any Police Officer, Municipal Law Enforcement Officer, or employee of the City designated by the Director for the purpose of this Section is authorized to order any person believed by such Officer or employee to be in contravention of this By-law to desist from the activity consisting or contributing to such contravention;

Penalty

11. Any person contravening any provision of this By-law is guilty of an offence and upon conviction, is liable to such penalty as provided for under the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

Severance

12. Should a court of competent jurisdiction declare any part or whole of any provision of this By-law to be invalid or of no force and effect, the provision or part shall be deemed to have been severed from this By-law, and it is the intention of Council that the remainder of the By-law survive and be applied and enforced in accordance with the terms to the extent possible under law.

Short Title

13. The short title of this By-law shall be "The Snow Removal By-law".

Repeals and Enactment

14. That By-law 88-152-S (Flamborough), By-law 86-77 (Hamilton) Section 7, By-law 4114-93 (Dundas), By-law 434-90 (Glanbrook), By-law 4477-96 (Stoney Creek), and By-law R77-109 (Regional Roads By-law) Section 7 be repealed.
15. Any references to By-laws 88-152-S, 86-77, 4114-93, 434-90, 4477-96, and R77-109, as amended, antedating the passing and enactment of this By-law shall be deemed a reference to this By-law.
16. This By-law shall come into force and effect on the date of its passing and enactment.

PASSED AND ENACTED this 15TH day of October, 2003.

R. E. Wade

MAYOR

K. Christenson

CLERK

13.4(c)

From: Aznive Mallett
Sent: July-26-18 1:09 PM
To: Loren Kolar
Subject: Wheelchair and Scooter Safety Working Group report

Hi Loren,
Would you please share the chart below as notes regarding the wheelchair/scooter working group committee's work. It is a result of our meeting on July 24, 1:30 PM meeting. Thanks, Aznive

From: Mark Mindorff
Sent: Wednesday, July 25, 2018 4:14 PM
To: Aznive Mallett
Cc: Paula Kilburn; Tom Manzuk; Robert Semkow
Subject: RE: A few more clarifications please (second email regarding the proposal clarification)

Question #1:

Regarding motion specialties, will they pick up the chair/scooter from anywhere? Even if it is not one of their chairs?

Response #1:

We will ensure that the passenger is delivered home. The repair vendor may or may not be Motion Specialties but Motion Specialities has said they are available on an emergency basis.

Question #2:

Will there be a cost to the person who needs the urgent ride?

Response #2:

A nominal fee for service, to be determined. Suggest similar to an ambulance call?

Question #3:

Please confirm the cost for consultation and/or repairs through motion specialties.

Response #3:

Variable, depending on the chair problem. There would be a fixed fee for the delivery of the passenger from the breakdown site to home. The rest of the cost depends on what is wrong with the chair.

Question #4:

Also confirm which hours they would be available and how quickly they would be available.

Response #4:

6:00 am to 12:00 am

Question #5:

Will there be a cost increase in payments from the city to darts?

Response #5:

Too small to matter. Stranded wheelchairs don't happen very often.

Question #6:

Specifically, which hours of the day could you guarantee that you will do this?

Response #6:

6:00 am to 12:00 am

Question #7:

You mentioned that you might have to bring a second driver to push a heavy chair. Can you confirm that in your proposal?

Response #7:

Yes, that is what we do now.

Question #8:

Will you pick up anyone using mobility devices whether they are registered with darts or not?

Response #8:

Yes, that is what we do now.

Question #9:

Do you have a definition of what is classified an emergency or an urgent need for a breakdown of a chair?

Response #9:

If there is a fee, I would think we would respond every time there is a request, since the fee would discourage misuse.

Question #10:

Will you provide the same services on stat holidays?

Response #10:

We would get the passenger home, fixing the chair problem would be subject to available services on stat holidays.

Question #11:

We would very much appreciate a breakdown of any and all costs.

Response #11:

The simplest approach is to have an all-in fee (suggest 100-150), to assist at the scene, much the same as an ambulance call. It's possible this could be subsidized under council direction. The cost of fixing the chair problem would be born by the chair owner and would be a direct invoice from motion specialties/repair service.

13.4(d)

Sent: December 17, 2019 4:40 PM

Subject: Advisory Committee for Persons with Disabilities
Outstanding Business List Item 2018-F re: Accessibility Review of
City Hall

I'm pointing forming the request and our responses:

Accessibility Improvement Recommendation #1: Push locks in the accessible washrooms at City Hall. The current locking mechanism requires a person to have the strength and dexterity to physically turn the lock to ensure privacy. In addition, the door and locking mechanism are not in alignment with the bathroom wall requiring the individual to position themselves, reach and lean forward to secure the lock such that it places them in a precarious position and at risk of falling.

Response #1: This is a new item and I will pass on to operations to get resolved.

Accessibility Improvement Recommendation #2: Installation of a tactile (warning) strip at the top of the second-floor stairs at City Hall.

Response #2: Do not support as this is a tripping hazard and will alter the terrazzo flooring which is protected through heritage.

Accessibility Improvement Recommendation #3: Inclusion of decals with a higher colour contrast on all glass doors at City Hall; and

Response #3: This is item 1.9 in the Built Environment Working Group meeting notes from February 2, 2016 (attached as Appendix "A"), which has been completed.

Accessibility Improvement Recommendation #4: Reflective tape on the railing from Main Street into the City Hall Forecourt.

Response #4: This is item 1.1 in the Built Environment Working Group meeting notes from February 2, 2016 (attached as Appendix "A"), which has been completed. This is an ongoing maintenance item.

Thank you,

Anne McArthur
Senior Project Manager of Strategic Planning & Compliance
Energy, Fleet & Facilities Management Division
Public Works Department



Hamilton

MINUTES

Advisory Committee for Persons with Disabilities Built Environment Working Group

Tuesday February 2, 2016

City Hall, 71 Main Street West, Room 192

4:30 – 6:30 p.m.

NOT THE FULL MINUTES – JUST SECTION 6.12 City Hall Accessibility Audit – Deficiencies Report and Responses from Facilities Management and Capital Planning Team

Present: Mary Sinclair, Tom Manzuk, Terri Wallis, Clare Cruickshank, Sylvia Soto, Tim Murphy, Aznive Mallet, Paula Kilburn

Regrets: Patty Cameron

Absent:

Also Present: Maxine Carter, (staff) - Customer Service, Access & Equity

Guests: Melissa McGinnis, CASP, Public Works

6.12 City Hall Accessibility (doors, handrails, washroom locks).

CASP Staff, M. McGinnis went through the recommendations from ACPD/BEWG regarding the deficiencies in City Hall. The Facilities Management and Capital Planning responses are below.

Item 1.1

BESC recommends to ACPD that all external protruding handrails installed at each stairway and ramp around the premise of City Hall, must be covered with contrasting bright/fluorescent yellow appropriate weather proof material to ensure increased visibility and safety for all persons, especially for persons who are partially sighted as a temporary measure until these items are put in as a capital project budget to be modified appropriately.

FMCP Response:

This has been included in City Hall yearly maintenance. Specialty tape had been trialed with some success. It has proven to be costly due to repeated replacement from vandalism and/or wear and tear. Permanent painting has been scheduled for spring application, to be painted once a year, yearly.

Status:

Scheduled / Complete

BEWG RESPONSE: Asked that FMCP staff ensure that the paint is reflective and is florescent. Staff asked to report back when this is completed.

Item 1.2

BESC recommends to ACPD that all exterior steps nosing, around the entire premise of City Hall be painted fluorescent yellow for increased visibility and safety for all persons especially persons who are partially sighted.

FMPC Response:

All exterior stair nosing are identified with 70% contrast as designed and approved by the project team when constructed. Meeting code requirements. **Forecourt entrance stairs have been painted yellow.**

Status: Scheduled/ Complete

BESC question: Only the forecourt entrance stairs have been painted with yellow?

FMPC staff noted that a decision was made a number of years ago regarding the look of City Hall in terms of colours and it was decided that the rest of the exterior stairs nosing would be painted a darker grey/black.

Item 1.3

BESC recommends to ACPD that instruction to lock and unlock the accessible washroom doors at City Hall must be created in clear, accessible and large print as per the Barrier Free Design Guidelines and posted at an accessible height, including accessible braille instructions.

FMPC Response:

“Turn to Lock” - Verbiage to be approved. Request is above current codes and guidelines, signage would be required for 10 individual washrooms and pricing will be requested.

Status: Requesting verbiage approval, requesting pricing.

Item 1.4

BESC recommends to ACPD that the City Hall accessible washrooms have signage mechanism created in clear, accessible and large print as per the Barrier Free Design Guidelines to indicate when the washroom is occupied and unoccupied and be located near the Accessible Door Operator (ADO) push button.

FMPC Response:

Currently all 10 individual washrooms have

signage mechanism within the door lever hardware. Indicates occupancy by colour (red or green) and in print.

Request is above current codes and guidelines, please advise recommended product and if pricing is requested to be provided.

Status:

ACPD direction required

Item 1.5

BESC recommends to ACPD that an emergency call button be installed within easy reach of an occupant using the facility and that its purpose be clearly marked and that City staff be trained in appropriate response procedures should an occupant sound the alarm.

FMCP Response:

Currently all 10 individual washrooms have emergency call installed and within reach of water closet. Notification is sent to security desk and staff procedure when the emergency call is activated.

Status: Answered. No further action

Item 1.6

BESC recommends to ACPD that diagonal grab bars also be installed in all the City Hall accessible washrooms, including the accessible stall in the multi-stall washrooms, on the wall next to the toilet, to assist users, at the measurement of 16" x 16" as per the attached diagram included.

FMPC Response:

Request is above current codes and guidelines, grab bars would be required for 10 individual washrooms, 1 multi- stall washroom. Pricing will be requested for 11 additional bars.

Status:

Requested Pricing

Item 1.7

The doors to all the public meeting rooms in city hall that have had Accessible Door Operators (ADO) installed recently, are extremely problematic because if the AODs are turned off, then persons with disabilities can become trapped inside or left unable to enter the room and hence are unable to exit or enter independently. Once the motors are turned off, as they often are, it is extremely difficult to open these doors.

FMPC Response:

Memo and instructions had been distributed to all City Hall staff on the procedure of use. A reminder to all City Hall staff will be sent out.

Status: Answered no further action

Item 1.8

BESC recommends to ACPD that a mechanism be installed or activated that will keep the doors open without having to manually turn off or disable the motor and insert a door stop.

FMPC Response:

Not aware of such product. Please provide and we can price out for ACPD.

Status:

ACPD direction required.

BEWG: A. Mallet recommended a company – Hortons Door Operators or Ontario Doors. M. McGinnis will contact the vendors to get specs and costing. Follow up with Working Group once an appropriate product is located.

Item 1.9

Committee members requested that staff contact

the facilities staff to determine what is the expected time of completion for the installation of the decals on both sides of the glass doors and on the middle inset (of the City Hall doors). This request to improve the visibility of the decals on the front and back glass doors for persons, who are partially sighted, is long overdue to be repaired.

FMCP Response:

Work order had been sent out, requested to be completed by January 15th, 2016. Work Order 201601351. Installation complete.

Status:

Scheduled completed.

7. New Business Discussion Items.

- There was no new business

8. Correspondence.

- There was no correspondence

9. Next Meeting.

9.1 Tuesday March 1, 2016, 4:00 p.m. room 192

10. Adjournment.

P. Kilburn/A. Mallet

That the Built Environment Sub-committee meeting, of
February 2, 2016, be adjourned, at 6:00 p.m.

CARRIED.

13.4(e)

CITY OF HAMILTON

MOTION

Advisory Committee for Persons with Disabilities: January 14, 2020

MOVED BY

SECONDED BY

Amendments to the Advisory Committee for Persons with Disabilities Outstanding Business List

- (a) That the following items on the Advisory Committee for Persons with Disabilities Outstanding Business List (OBL) be considered complete and be removed:
 - (i) Smoke Free Policy for Social Housing
Addressed as Item 13.4(a) on today's agenda
Item on OBL: 2017-B
 - (ii) Review of Snow and Ice By-law No. 03-296
Addressed as Item 13.4(b) on today's agenda
Item on OBL: 2018-B
 - (iii) Note-taker for ACPD meetings
Addressed as Item 13.4 on today's agenda
Item on OBL: 2018-C
 - (iv) Draft Proposal from DARTS respecting Stranded Wheelchairs
Addressed as Item 13.4(c) on today's agenda
Item on OBL: 2018-E

- (v) Accessibility Review of City Hall Outstanding Items
Addressed as Item 13.4(d) on today's agenda
Item on OBL: 2018-F

- (vi) City's Commitment to the Lives of Persons with
Disabilities in the City of Hamilton
Addressed as Item 13.4 on today's agenda
Item on OBL: 2019-B