



City of Hamilton
GENERAL ISSUES COMMITTEE
AGENDA

Meeting #: 20-012
Date: September 9, 2020
Time: 9:30 a.m.
Location: Due to the COVID-19 and the Closure of City Hall

All electronic meetings can be viewed at:

City's Website:
<https://www.hamilton.ca/council-committee/council-committee-meetings/meetings-and-agendas>

City's YouTube Channel:
<https://www.youtube.com/user/InsideCityofHamilton> or Cable 14

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

1. APPROVAL OF AGENDA

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

2. DECLARATIONS OF INTEREST

3. APPROVAL OF MINUTES OF PREVIOUS MEETING

3.1 August 10, 2020

4. COMMUNICATIONS

4.1 Correspondence respecting Defunding of the Hamilton Police Service

Recommendation: Be received.

4.1.a Naomi Frederick

4.1.b Vilma Rossi

4.1.c Razan Samara

4.1.d Dawnie Chomitsch

5. DELEGATION REQUESTS

5.1 Delegation Requests respecting Defunding of the Hamilton Police Service (for the September 9th GIC):

5.1.a Kailey Cutillo (Video Submission)

5.1.b Joanna Aitcheson (via WebEx)

5.1.c Jeanette Eby (Video Submission)

5.1.d Ken Stone (Video Submission)

5.1.e Imasha Perera (Video Submission)

5.1.f Sarah Warry-Poljanski (Video Submission)

5.1.g Clair Bodkin (Video Submission)

5.1.h Dania Igdoura (Video Submission)

6. CONSENT ITEMS

6.1 Hamilton Tax Increment Grant - 11 and 15 Cannon Street West (Hamilton) (PED20138) (Ward 2)

6.2 Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application, 115 and 121 Vanistmart Avenue (Hamilton), ERG-18-08 (PED20139) (Ward 4)

6.3 Ottawa Street Business Improvement Area (BIA) Revised Board of Management (PED20143) (Wards 3 and 4)

6.4 Grant from Parks Canada's National Cost-Sharing Program for Heritage Places for the Battle of Stoney Creek Historic Site of Canada (Battlefield Park) (PED20151) (Ward 10)

7. PUBLIC HEARINGS / DELEGATIONS

7.1 Delegations respecting Defunding of the Hamilton Police Service

7.1.a James Cairns (Video Submission)

- 7.1.b Emily Meilleur-Rivers (Video Submission)
- 7.1.c Maddie Brockbank (Video Submission)
- 7.1.d Jacqueline Cantar (Video Submission)
- 7.1.e Matt Steski (Video Submission)
- 7.1.f Atlas Ditomoaso (Video Submission)
- 7.1.g Alex Kerner, Spring Magazine (Video Submission)
- 7.1.h Brett Klassen (Video Submission)
- 7.1.i Rick Roberts (Video Submission)
- 7.1.j Adrian Underhill (Video Submission)
- 7.1.k Meir Gorodskoy (via WebEx)
- 7.1.l Ashley Letts, Microbac Laboratories (Video Submission)
- 7.1.m Elisabetta Paiano (Video Submission)
- 7.1.n Abedar Kamgari (Video Submission)
- 7.1.o Susanne Nyaga (via WebEx)
- 7.1.p Hiva Nematollahi (Video Submission)
- 7.1.q Laura Howden (Video Submission)
- 7.1.r Lauren Ecker (Video Submission)
- 7.1.s Shanice Bowrin (Video Submission)
- 7.1.t Hollie Pocsai, White Elephant (Video Submission)
- 7.1.u Marisa Gilmore (Video Submission)
- 7.1.v Mariel Rutherford (Video Submission)
- 7.1.w Kayla Whitney (Video Submission)
- 7.1.x Emma Barrette (Video Submission)

- 7.1.y Amani Williams (Video Submission)
- 7.1.z Rachel Cuthill (Video Submission)
- 7.1.aa Guiliana Frontini (Video Submission)
- 7.1.ab Eshan Merali (Video Submission)
- 7.1.ac Kinsey Robertson (Video Submission)
- 7.1.ad Lisa Wang (Video Submission)
- 7.1.ae Jessica Clegg and Connor Bennett (Video Submission)
- 7.1.af Hannah MacDonald (Video Submission)

8. STAFF PRESENTATIONS

9. DISCUSSION ITEMS

- 9.1 Hamilton Police Service Budget Process PSB #20-061
- 9.2 Hamilton Police Service Response regarding the Use of Force Inquiries ("8 Can't Wait") PSB 20-062
- 9.3 Hamilton Police Service Year End Report - Use of Force 2019 PSB 20-043
- 9.4 Hamilton Police Services Equity, Diversity and Inclusion Plan PSB 20-060
- 9.5 Hamilton Police Service Crisis Unit Response
- 9.6 Tim Hortons Field - End Guard Anchor Repair-Replacement (PW20039(a)) (City Wide)

(Deferred from the August 10, 2020 GIC)
- 9.7 Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East (Hamilton), ERG-15-03 (PED16037(a)) (Ward 2)
- 9.8 Federal and Provincial Government Municipal Funding Announcements Update (FCS20071) (City Wide)
- 9.9 Airport Employment Growth District (AEGD) Wastewater Servicing Update and Capacity Allocation Policy (PED20040/PW20055) (City Wide)

9.10 COVID 19 Verbal Update (City Wide)

10. MOTIONS

11. NOTICES OF MOTION

12. GENERAL INFORMATION / OTHER BUSINESS

13. PRIVATE AND CONFIDENTIAL

13.1 Closed Session Minutes - August 10, 2020

Pursuant to Section 8.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 18-270, as amended; and, Section 239(2), Sub-sections (e), (f), and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; 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. ADJOURNMENT



GENERAL ISSUES COMMITTEE MINUTES 20-011

9:30 a.m.

Monday, August 10, 2020

Due to COVID 19 this meeting was Livestreamed only

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

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

**1. Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 3311 Homestead Drive, ERG18-03
(PED20125) (Ward 11) (Item 6.1)**

(Johnson/Whitehead)

- (a) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application - ERG18-03, submitted by 1804482 Ontario Ltd. (Sonoma Homes), owner of the property at 3311 Homestead Drive, Mount Hope, for an ERASE Redevelopment Grant not to exceed \$91,681, the actual cost of the remediation over a maximum of one year, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Agreement;
- (b) That the Mayor and City Clerk be authorized and directed to execute the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Agreement together with any ancillary documentation required, to effect Recommendation (a) of Report PED20125, in a form satisfactory to the City Solicitor; and,
- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any grant amending agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant, as approved by City Council, are maintained.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Absent	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Absent	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

**2. Tim Hortons Field – End Guard Anchor Repair/Replacement (PW20039(b))
(City Wide) (Item 9.1(a))**

(Whitehead/Danko)

That Report PW20039(b), respecting the Tim Hortons Field – End Guard Anchor Repair/Replacement, be received.

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

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Absent	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

**3. Police Station 40 (Waterdown) Financing Strategy (FCS20061) (City Wide)
(Item 9.2)****(Partridge/Merulla)**

- (a) That Appendix "A" attached to Report FCS20061 respecting the financing strategy for Police Station 40, in partnership with the Hamilton Fire Department, be approved and funded by Tax Supported Development Charges debt;
- (b) That the General Manager, Finance and Corporate Services, be authorized to negotiate and confirm the terms, placement and issuance of all debenture issue(s), and / or private placement debenture issue(s), in either a public or private market and / or bank loan agreements and debenture issue(s) and / or variable interest rate bank loan agreements and debenture issue(s), in an amount not to exceed \$8,000,000 Canadian currency in Tax Supported Development Charges municipal debt for the Hamilton Police Station 40 project;
- (c) That the General Manager, Finance and Corporate Services, be authorized to engage the services of all required professionals to secure the terms and issuance of the debenture issue(s) described in Recommendation (b) including, but not limited to, external legal counsel, fiscal agents and Infrastructure Ontario's Loan Program and the cost of such services be funded from one of the following sources as deemed appropriate by the General Manager of the Finance and Corporate Services: Development Charge Reserves, Non-Obligatory Reserves or Corporate Services Approved Budgets;
- (d) That the General Manager, Finance and Corporate Services, Mayor and City Clerk are individually authorized and directed, on behalf of the City of Hamilton, to enter into and execute all agreements and necessary ancillary documents to implement Recommendation (b) to Report FCS20061 and in order to secure the terms and issuance of the debenture issue(s) described in Recommendation (b) to Report FCS20061, on terms and conditions satisfactory to the General Manager, Finance and Corporate Services and in a form satisfactory to the City Solicitor;
- (e) That the Mayor and City Clerk are authorized and directed to enter into and / or execute, on behalf of the City of Hamilton, all agreements and necessary ancillary documents not requiring any specific signing authority, to secure the terms and issuance of the debenture issue(s) described in Recommendation (b) to Report FCS20061, in a form satisfactory to the City Solicitor and with content acceptable to the General Manager, Finance and Corporate Services;

- (f) That the General Manager, Finance and Corporate Services be authorized and directed to administer all agreements and necessary ancillary documents described in recommendations (d) and (e) to Report FCS20061; and,
- (g) That staff be authorized and directed to prepare all necessary by-laws, for Council's consideration, for the purpose of authorizing the debenture issue(s) negotiated, placed and secured in accordance with Recommendations (b), (c), (d), (e) and (f) to Report FCS20061.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Absent	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Absent	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

4. Bill 197—The *COVID-19 Economic Recovery Act, 2020* (LS20020) (City Wide) (Item 9.3)

(Whitehead/Eisenberger)

That Report LS20020, respecting Bill 197—The *COVID-19 Economic Recovery Act, 2020*, be received.

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

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson

Yes	-	Ward 7	Councillor Esther Pauls
Yes	-	Ward 8	Councillor J. P. Danko
Absent	-	Ward 9	Councillor Brad Clark
Yes	-	Ward 10	Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11	Councillor Brenda Johnson
Yes	-	Ward 12	Councillor Lloyd Ferguson
Yes	-	Ward 13	Councillor Arlene VanderBeek
Yes	-	Ward 14	Councillor Terry Whitehead
Yes	-	Ward 15	Councillor Judy Partridge

**5. COVID-19 Emergency Delegated Authority By-Law Update (CM20004(b))
(City Wide) (Item 9.4)**

(Eisenberger/Nann)

That Report CM20004(b), respecting the COVID-19 Emergency Delegated Authority By-Law Update, be received.

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

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Absent	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

6. Residential Municipal Relief Assistance Program for Basement Flooding for the Heavy Rain Event of August 3, 2020 (Ward 1) (Item 10.2)

(Wilson/Nann)

- (a) That for the purpose of invoking the Residential Relief Assistance Program for Basement Flooding, City Council declare the heavy rain event of August 3, 2020, as a “Disaster” for all affected properties within Ward 1 in the City of Hamilton;
- (b) That payment of claims be based on compassionate grounds only and not be construed as an admission of liability on the part of the City of Hamilton;
- (c) That the Eligibility Criteria for the Residential Municipal Disaster Relief Assistance Program as previously approved in report FCS06007 be applied;
- (d) That the costs associated with these claims be funded from the Storm Sewer Reserve 108010; and,
- (e) That staff be authorized, if necessary, to retain an independent adjusting service for the administration of claims under the Residential Municipal Disaster Relief Assistance Program and that these administrative costs be funded from the Storm Sewer Reserve 108010.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Absent	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Absent	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

7. Potential for Major Events in 2022 and 2023 (PED20071) (City Wide) (Item 13.2)

(Whitehead/Eisenberger)

- (a) That the direction provided to staff in Closed Session, respecting Report PED20071, Potential for Major Events in 2022 and 2023, be approved; and,

Result: Sub-section (a) CARRIED by a vote of 9 to 4, as follows:

Yes	-	Mayor Fred Eisenberger
No	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
No	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
No	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
No	-	Ward 11 Councillor Brenda Johnson
Absent	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judy Partridge

- (b) That Report PED20071, respecting the Potential for Major Events in 2022 and 2023, remain confidential.

Result: Sub-section (b) CARRIED by a vote of 13 to 0, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Absent	-	Ward 12 Councillor Lloyd Ferguson

Yes - Ward 13 Councillor Arlene VanderBeek
 Yes - Ward 14 Councillor Terry Whitehead
 Absent - Ward 15 Councillor Judy Partridge

8. Chedoke Creek Ministry Charges (PW19008(i)/LS19004(i)) (City Wide) (Item 13.3)

(Pauls/Eisenberger)

- (a) That the direction provided to staff in Closed Session, respecting Report PW19008(i)/LS19004(i), respecting the Chedoke Creek Ministry Charges, be approved; and,
- (b) That Report PW19008(i)/LS19004(i), respecting the Chedoke Creek Ministry Charges, remain confidential.

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

Yes - Mayor Fred Eisenberger
 Yes - Ward 1 Councillor Maureen Wilson
 Yes - Ward 2 Councillor Jason Farr
 Yes - Ward 3 Councillor Nrinder Nann
 Absent - Ward 4 Councillor Sam Merulla
 Yes - Ward 5 Councillor Chad Collins
 Yes - Ward 6 Councillor Tom Jackson
 Yes - Ward 7 Councillor Esther Pauls
 Yes - Ward 8 Councillor J. P. Danko
 Yes - Ward 9 Councillor Brad Clark
 Yes - Ward 10 Councillor Maria Pearson, Deputy Mayor
 Yes - Ward 11 Councillor Brenda Johnson
 Absent - Ward 12 Councillor Lloyd Ferguson
 Yes - Ward 13 Councillor Arlene VanderBeek
 Yes - Ward 14 Councillor Terry Whitehead
 Absent - Ward 15 Councillor Judy Partridge

9. Encampment Litigation Update (LS20023) (City Wide) (Item 13.4)

(Whitehead/Eisenberger)

- (a) That the direction provided to staff in Closed Session respecting Report LS20023, respecting the Encampment Litigation Update, be approved; and,
- (b) That Report LS20023, respecting the Encampment Litigation Update, remain confidential

Result: Motion CARRIED by a vote of 11 to 2, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
No	-	Ward 5 Councillor Chad Collins
No	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Absent	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judy Partridge

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 1)

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

4. ADDED DELEGATION REQUESTS

- (i) Added Requests regarding the Commonwealth Games (for the August 10, 2020 GIC) (Items 4.3(a) to 4.3(h):
 - (a) Sue Prestedge
 - (b) Lincoln Cole
 - (c) Anthony Macaluso
 - (d) Amanda Wolters
 - (e) Cindy Gangaram, Board Chair - Environment Hamilton
 - (f) Simon Farbrother, Former City Manager for Edmonton and Member of the Board of Directors for Commonwealth Sport Canada

(g) Reverend Donald F. MacVicar, Founder of the Inner-City Outreach Ministry and the Eva Rothwell Centre

(h) Chance Cordon

4.4 Added Requests regarding the Defunding of Hamilton Police Services (for the September 9, 2020 GIC) (Items 4.4(a) to 4.4(ff):

4.4.a James Cairns

4.4.b Maddie Brockbank

4.4.c Jacqueline Cantar

4.4.d Abedar Kamgari

4.4.e Adrian Underhill

4.4.f Alex Kerner

4.4.g Ashley Letts

4.4.h Atlas Ditomasso

4.4.i Brett Klassen

4.4.j Elisabetta Paiano

4.4.k Emily Meilleur

4.4.l Emma Barrette

4.4.m Eshan Merali

4.4.n Hannah McDonald

4.4.o Hiva Nematollahi

4.4.p Hollie Pocsai, White Elephant

4.4.q Jessica Clegg and Connor Bennett

4.4.r Kalya Whitney

4.4.s Kinsey Robertson

4.4.t Laura Howden

4.4.u Lauren Ecker

4.4.v Lisa Wang

4.4.w Mariel Rutherford

4.4.x Marissa Gilmore

4.4.y Matt Steski

- 4.4.z Meir Gorodskoy
- 4.4.aa Rick Roberts
- 4.4.bb Susanne Nyaga
- 4.4.cc Amani Williams
- 4.4.dd Guiliana Frontini
- 4.4.ee Rachel Cuthill
- 4.4.ff Shanice Bowrin

5. ADDED COMMUNICATIONS

- 5.4 Correspondence from Laurie Neilson respecting the Commonwealth Games

Recommendation: Be received.

- 5.5 Bill 197 Guidance Materials for Electronic Meetings and Council Proxies

Recommendation: Be received and referred to consideration of Item 9.3.

- 5.6 Added Communications respecting the Commonwealth Games (5.6(a) to 5.6(m))

Recommendation: Be received.

- 5.6.a Victoria Riddell
- 5.6.b Shannon Graszat
- 5.6.c Angela Dinello
- 5.6.d Bonnie Gould
- 5.6.e Dan Jelly
- 5.6.f Deann McGlinchey
- 5.6.g Frances Murray
- 5.6.h Ian Borsuk

Note: Copy of the petition has not been received by the Clerk's Office.

- 5.6.i Janis Topp

- 5.6.j Joy Johnson
- 5.6.k Naomi Frederick
- 5.6.l Ryan McGreal
- 5.6.m Scott Fairly

7. PUBLIC HEARINGS / DELEGATIONS

- 7.1 Hamilton2026 respecting the Commonwealth Games

Item 7.1, respecting the Commonwealth Games, will be moved up on the agenda to be heard, prior to the Consent Items, to accommodate for the time change for the speakers from the United Kingdom.

9. DISCUSSION ITEMS

- 9.1 Tim Hortons Field - End Guard Anchor Repair/Replacement (PW20039(a)) (City Wide)

Staff have requested that consideration of this report be DEFERRED to the September 9, 2020 GIC, in order to allow for additional time to speak with the outside parties to obtain the appropriate information to respond to Committees questions and concerns.

- 9.1.a Tim Hortons Field - End Guard Anchor Repair/Replacement (PW20039(b)) (City Wide)

11. NOTICES OF MOTION

- 11.1 Residential Municipal Relief Assistance Program for Basement Flooding for the Heavy Rain Event of August 3, 2020 (Ward 1)

13. PRIVATE AND CONFIDENTIAL

- 13.1 Closed Session Minutes – July 6, 2020

Councillor Jackson will be added to the attendance for the July 6, 2020 Closed Session minutes, as he was present for that meeting.

13.4 Encampment Litigation Update (LS20023) (City Wide)

Pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 18- 270, as amended; and, Section 239(2), Sub-sections (e) and (f) 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 municipality or local board; and, advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(Partridge/Pauls)

That the agenda for the August 10, 2020 General Issues Committee meeting, be approved, as amended.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES	-	Mayor Fred Eisenberger
YES	-	Ward 1 Councillor Maureen Wilson
YES	-	Ward 2 Councillor Jason Farr
YES	-	Ward 3 Councillor Nrinder Nann
YES	-	Ward 4 Councillor Sam Merulla
YES	-	Ward 5 Councillor Chad Collins
YES	-	Ward 6 Councillor Tom Jackson
YES	-	Ward 7 Councillor Esther Pauls
YES	-	Ward 8 Councillor J. P. Danko
YES	-	Ward 9 Councillor Brad Clark
YES	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
YES	-	Ward 11 Councillor Brenda Johnson
YES	-	Ward 12 Councillor Lloyd Ferguson
YES	-	Ward 13 Councillor Arlene VanderBeek
YES	-	Ward 14 Councillor Terry Whitehead
YES	-	Ward 15 Councillor Judy Partridge

(b) DECLARATIONS OF INTEREST (Item 2)

Councillor E. Pauls declared in interest to Items 4.4(a) through 4.4(ff), being Delegation Requests to speak to the matter of defunding the Hamilton Police Service, as her son is employed by the Hamilton Police Service.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETINGS (Item 3)

(i) July 6, 2020 (Item 3.1)

(Farr/Merulla)

That the minutes of the July 6, 2020 General Issues Committee meeting be approved, as presented.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES	-	Mayor Fred Eisenberger
YES	-	Ward 1 Councillor Maureen Wilson
YES	-	Ward 2 Councillor Jason Farr
YES	-	Ward 3 Councillor Nrinder Nann
YES	-	Ward 4 Councillor Sam Merulla
YES	-	Ward 5 Councillor Chad Collins
YES	-	Ward 6 Councillor Tom Jackson
YES	-	Ward 7 Councillor Esther Pauls
YES	-	Ward 8 Councillor J. P. Danko
YES	-	Ward 9 Councillor Brad Clark
YES	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
YES	-	Ward 11 Councillor Brenda Johnson
YES	-	Ward 12 Councillor Lloyd Ferguson
YES	-	Ward 13 Councillor Arlene VanderBeek
YES	-	Ward 14 Councillor Terry Whitehead
YES	-	Ward 15 Councillor Judy Partridge

(d) DELEGATION REQUESTS (Item 4)

(Nann/Farr)

That the following Delegation Requests, respecting the Commonwealth Games, be approved to appear before the General Issues Committee on August 10, 2020:

- (i) Craig Burley respecting the Commonwealth Games (Item 4.1)
- (ii) Anthony Frisina respecting the Commonwealth Games (Item 4.2)
- (iii) Added Requests regarding the Commonwealth Games (for the August 10, 2020 GIC) (Items 4.3(a) to 4.3(g):
 - (a) Sue Prestedge
 - (b) Lincoln Cole
 - (c) Anthony Macaluso
 - (d) Amanda Wolters
 - (e) Cindy Gangaram, Board Chair - Environment Hamilton

- (f) Simon Farbrother, Former City Manager for Edmonton and Member of the Board of Directors for Commonwealth Sport Canada
- (g) Reverend Donald F. MacVicar, Founder of the Inner-City Outreach Ministry and the Eva Rothwell Centre
- (h) Chance Cordon

Result: Motion CARRIED by a vote of 16 to 0, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nringer Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

(Nann/Farr)

- (a) That the following Delegation Requests, respecting Defunding of the Hamilton Police Service, be approved to appear before the General Issues Committee on September 9, 2020:
 - (a) James Cairns
 - (b) Maddie Brockbank
 - (c) Jacqueline Cantar
 - (d) Abedar Kamgari
 - (e) Adrian Underhill
 - (f) Alex Kerner
 - (g) Ashley Letts
 - (h) Atlas Ditomasso

- (i) Brett Klassen
- (j) Elisabetta Paiano
- (k) Emily Meilleur
- (l) Emma Barrette
- (m) Eshan Merali
- (n) Hannah McDonald
- (o) Hiva Nematollahi
- (p) Hollie Pocsai, White Elephant
- (q) Jessica Clegg and Connor Bennett
- (r) Kalya Whitney
- (s) Kinsey Robertson
- (t) Laura Howden
- (u) Lauren Ecker
- (v) Lisa Wang
- (w) Mariel Rutherford
- (x) Marissa Gilmore
- (y) Matt Steski
- (z) Meir Gorodskoy
- (aa) Rick Roberts
- (bb) Susanne Nyaga
- (cc) Amani Williams
- (dd) Guiliana Frontini
- (ee) Rachel Cuthill
- (ff) Shanice Bowrin

Result: Motion CARRIED by a vote of 13 to 2, as follows:

- Yes - Mayor Fred Eisenberger
- Yes - Ward 1 Councillor Maureen Wilson
- Yes - Ward 2 Councillor Jason Farr
- Yes - Ward 3 Councillor Nrinder Nann
- Yes - Ward 4 Councillor Sam Merulla
- Yes - Ward 5 Councillor Chad Collins

Yes	-	Ward 6	Councillor Tom Jackson
Conflict	-	Ward 7	Councillor Esther Pauls
Yes	-	Ward 8	Councillor J. P. Danko
Yes	-	Ward 9	Councillor Brad Clark
Yes	-	Ward 10	Councillor Maria Pearson, Deputy Mayor
No	-	Ward 11	Councillor Brenda Johnson
No	-	Ward 12	Councillor Lloyd Ferguson
Yes	-	Ward 13	Councillor Arlene VanderBeek
Yes	-	Ward 14	Councillor Terry Whitehead
Yes	-	Ward 15	Councillor Judy Partridge

- (b) That the Committee Clerk be directed to correspond with all of the delegates who will be attending the September 9, 2020 General Issues Committee, respecting defunding of the Hamilton Police Services, to suggest that they may also wish to request to appear before the Hamilton Police Services Board; and, to provide the delegates with the roles of the City of Hamilton and the Hamilton Police Services Board with respect to the Hamilton Police Service budget.

Result: Motion CARRIED by a vote of 13 to 2, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Conflict	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
No	-	Ward 11 Councillor Brenda Johnson
No	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

(e) COMMUNICATIONS (Item 5)

(Partridge/Eisenberger)

That Communication Items 5.1 to 5.5(a) to (m) be approved, as follows:

- (i) Correspondence from Ashley Daniels respecting the Commonwealth Games (Item 5.1)

Recommendation: Be received.

- (ii) Correspondence from Laura Howden respecting the Commonwealth Games (Item 5.2)

Recommendation: Be received.

- (iii) Correspondence from Paul Osland, CEO of Athletics Ontario respecting a Hamilton Multi-Sport Facility (Item 5.3)

Recommendation: Be received.

- (iv) Correspondence from Laurie Neilson respecting the Commonwealth Games (Item 5.4)

Recommendation: Be received.

- (v) Bill 197 Guidance Materials for Electronic Meetings and Council Proxies (Item 5.5)

Recommendation: Be received and referred to consideration of Item 9.3.

- (vi) Added Communications respecting the Commonwealth Games (5.6(a) to 5.6(m))

Recommendation: Be received.

- (a) Victoria Riddell
- (b) Shannon Graszat
- (c) Angela Dinello
- (d) Bonnie Gould
- (e) Dan Jelly
- (f) Deann McGlinchey
- (g) Frances Murray

- (h) Ian Borsuk
- (i) Janis Topp
- (j) Joy Johnson
- (k) Naomi Frederick
- (l) Ryan McGreal
- (m) Scott Fairly

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

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Absent	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Absent	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Absent	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

(f) PUBLIC HEARINGS / DELEGATIONS (Item 7)

(i) Hamilton2026 respecting the Commonwealth Games (Item 7.1)

PJ Mercanti, President of Hamilton2026; Brian MacPherson, Chief Executive Officer of Commonwealth Sport Canada; David Grevenberg, Chief Executive Officer of the Commonwealth Games Federation; and, Graham Cubitt, Director of Projects and Improvement for Indwell, provided a presentation respecting the 2026 Commonwealth Games.

(Whitehead/Eisenberger)

That the parties presenting, respecting the 2026 Commonwealth Games, be permitted additional time, beyond the permitted 5 minutes, to continue with their presentation.

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

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Absent	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

(Eisenberger/Merulla)

That the presentation from Hamilton2026 respecting the Commonwealth Games, be received.

Result: Motion CARRIED by a vote of 12 to 3, as follows:

Yes	-	Mayor Fred Eisenberger
No	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
No	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
No	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Yes	-	Ward 15 Councillor Judy Partridge

With the exception of Item 7.3, the following parties addressed Committee respecting the 2026 Commonwealth Games:

- (ii) Craig Burley respecting the Commonwealth Games (Item 7.2)
- (iii) Anthony Frisina respecting the Commonwealth Games (Item 7.3)

Anthony Frisina was unable to remain at the meeting to speak respecting the Commonwealth Games.
- (iv) Sue Prestedge (Item 7.4)
- (v) Lincoln Cole (Item 7.5)
- (vi) Anthony Macaluso (Item 7.6)
- (vii) Amanda Wolters (Item 7.7)
- (viii) Cindy Gangaram, Board Chair - Environment Hamilton (Item 7.8)
- (ix) Simon Farbrother, Former City Manager for Edmonton and Member of the Board of Directors for Commonwealth Sport Canada (Item 7.9)
- (x) Reverend Donald F. MacVicar, Founder of the Inner-City Outreach Ministry and the Eva Rothwell Centre (Item 7.10)
- (xi) Chance Cordon (Item 7.11)

(Eisenberger/Whitehead)

That the delegations, respecting the 2026 Commonwealth Games, be received.

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

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson

Yes - Ward 13 Councillor Arlene VanderBeek
 Yes - Ward 14 Councillor Terry Whitehead
 Yes - Ward 15 Councillor Judy Partridge

(g) DISCUSSION ITEMS (Item 9)

(i) COVID-19 Update (Verbal) (Item 9.5)

Dr. Ninh Tran, Associate Medical Officer of Health; and, Paul Johnson, General Manager of the Healthy and Safe Communities Department, provided the verbal update respecting COVID-19.

(Clark/Whitehead)

That the verbal update, respecting COVID-19, be received.

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

Absent - Mayor Fred Eisenberger
 Yes - Ward 1 Councillor Maureen Wilson
 Yes - Ward 2 Councillor Jason Farr
 Yes - Ward 3 Councillor Nrinde Nann
 Yes - Ward 4 Councillor Sam Merulla
 Yes - Ward 5 Councillor Chad Collins
 Yes - Ward 6 Councillor Tom Jackson
 Absent - Ward 7 Councillor Esther Pauls
 Yes - Ward 8 Councillor J. P. Danko
 Yes - Ward 9 Councillor Brad Clark
 Yes - Ward 10 Councillor Maria Pearson, Deputy Mayor
 Yes - Ward 11 Councillor Brenda Johnson
 Yes - Ward 12 Councillor Lloyd Ferguson
 Yes - Ward 13 Councillor Arlene VanderBeek
 Absent - Ward 14 Councillor Terry Whitehead
 Absent - Ward 15 Councillor Judy Partridge

(ii) Physical Distancing By-Law (PED20148/LS20022) (City Wide) (Item 9.6)

(Wilson/Clark)

(a) That the Physical Distancing By-law attached as Appendix "A" to Report PED20148/LS20022 which has been prepared in a form satisfactory to the City Solicitor, be enacted effective immediately; and,

- (b) That subject to the approval of Recommendation (a) the City's Administrative Penalties By-law 17-225 be amended accordingly.

Result: Motion CARRIED by a vote of 13 to 1, as follows:

Yes	-	Mayor Fred Eisenberger
No	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Absent	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judy Partridge

Committee requested that the Mayor consult with the City Clerk and City Manager, to schedule a Special Council Meeting in order to expedite the enactment of the By-law to promote and regulate physical distancing in the City of Hamilton and to amend City of Hamilton By-law 17-225, being a By-law to Establish a System of Administrative Penalties.

(h) MOTIONS (Item 10)

- (i) City of Hamilton's Contribution Towards Business Improvement Area (BIA) Operating Budgets via the Commercial Districts and Small Business Section Operating Budget (Item 10.1)**

(VanderBeek/Clark)

- (a) That the Motion, respecting the City of Hamilton's Contribution Towards Business Improvement Area (BIA) Operating Budgets via the Commercial Districts and Small Business Section Operating Budget, be DEFERRED to the September 23, 2020 General Issues Committee; and,
- (b) That staff be directed to correspond with each of the BIA members to determine if the members would prefer to receive a rebate of their levy payment or are in agreement with the unused funds

being transferred to a BIA reserve and report back to the General Issues Committee on September 23, 2020:

Result: Motion CARRIED by a vote of 13 to 2, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
No	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
No	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judy Partridge

(i) NOTICES OF MOTION (Item 11)

(i) Residential Municipal Relief Assistance Program for Basement Flooding for the Heavy Rain Event of August 3, 2020 (Ward 1) (Item 11.1)

Councillor M. Wilson introduced a Notice of Motion respecting Residential Municipal Relief Assistance Program for Basement Flooding for the Heavy Rain Event of August 3, 2020.

(Wilson/Merulla)

That the Rules of Order be waived to allow for the introduction of a Motion respecting Residential Municipal Relief Assistance Program for Basement Flooding for the Heavy Rain Event of August 3, 2020.

Result: Motion CARRIED by a 2/3rds vote of 13 to 0, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Absent	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins

Yes	-	Ward 6	Councillor Tom Jackson
Absent	-	Ward 7	Councillor Esther Pauls
Yes	-	Ward 8	Councillor J. P. Danko
Yes	-	Ward 9	Councillor Brad Clark
Yes	-	Ward 10	Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11	Councillor Brenda Johnson
Yes	-	Ward 12	Councillor Lloyd Ferguson
Yes	-	Ward 13	Councillor Arlene VanderBeek
Yes	-	Ward 14	Councillor Terry Whitehead
Absent	-	Ward 15	Councillor Judy Partridge

For disposition of this matter, please refer to Item 6.

(j) PRIVATE & CONFIDENTIAL (Item 12)

(i) Closed Session Minutes – July 6, 2020 (Item 13.1)

(Ferguson/Whitehead)

- (a) That the Closed Session Minutes of the July 6, 2020 General Issues Committee meetings, be approved, as amended; and,
- (b) That the Closed Session Minutes of the of the July 6, 2020 General Issues Committee meetings remain confidential.

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

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judy Partridge

(Eisenberger/Farr)

That Committee move into Closed Session respecting Items 13.2 to 13.4, pursuant to Section 8.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 18-270, as amended; and, Section 239(2), Sub-sections (e), (f), and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; 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 15 to 0, as follows:

Yes	-	Mayor Fred Eisenberger
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Jason Farr
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Sam Merulla
Yes	-	Ward 5 Councillor Chad Collins
Yes	-	Ward 6 Councillor Tom Jackson
Yes	-	Ward 7 Councillor Esther Pauls
Yes	-	Ward 8 Councillor J. P. Danko
Yes	-	Ward 9 Councillor Brad Clark
Yes	-	Ward 10 Councillor Maria Pearson, Deputy Mayor
Yes	-	Ward 11 Councillor Brenda Johnson
Yes	-	Ward 12 Councillor Lloyd Ferguson
Yes	-	Ward 13 Councillor Arlene VanderBeek
Yes	-	Ward 14 Councillor Terry Whitehead
Absent	-	Ward 15 Councillor Judy Partridge

(k) ADJOURNMENT (Item 13)

(Collins/Nann)

That there being no further business, the General Issues Committee be adjourned at 11:30 p.m.

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

	-	Mayor Fred Eisenberger
	-	Ward 1 Councillor Maureen Wilson
	-	Ward 2 Councillor Jason Farr
	-	Ward 3 Councillor Nrinder Nann
Absent	-	Ward 4 Councillor Sam Merulla
	-	Ward 5 Councillor Chad Collins
	-	Ward 6 Councillor Tom Jackson

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- Ward 7 Councillor Esther Pauls
- Ward 8 Councillor J. P. Danko
- Absent - Ward 9 Councillor Brad Clark
- Ward 10 Councillor Maria Pearson, Deputy Mayor
- Ward 11 Councillor Brenda Johnson
- Absent - Ward 12 Councillor Lloyd Ferguson
- Ward 13 Councillor Arlene VanderBeek
- Ward 14 Councillor Terry Whitehead
- Absent - Ward 15 Councillor Judy Partridge

Respectfully submitted,

Deputy Mayor Maria Pearson
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk

From: Naomi Frederick
Sent: August 7, 2020 9:49 AM
To: clerk@hamilton.ca
Subject: message for council on Aug 10

Hello

Please include the following message to council for the Monday August 10 2020 meeting:

1. Defund the police
 - a. Again, money is needed elsewhere. I support diverting at least 20% of the police budget to sectors that actually help prevent crime - mental health centres, safe-injection sites, affordable housing, job creation - and sectors that support survivors of crime, namely sexual assault centres
 - b. Police budget transparency - We need to revamp how the police budget is approved which includes a public itemized budget & public consultations
 - c. Listen to BIPOC voices. They have done the labour for you already. We don't need more reports; we have their voices and lived experiences.

Thank you for your time.
Naomi

Thursday, August 5, 2020

Written Submission to:

General Issues Committee – August 10, 2020
City of Hamilton
Hamilton, Ontario

c/o Office of the City Clerk: clerk@hamilton.ca

Dear GIC Members:

Regarding: Defunding the Hamilton Police Services

My name is Vilma Rossi and I am a resident of Ward One. This letter is submitted in support of the calls to defund the Hamilton Police Services.

My concerns regarding police services' ballooning budgets and expanding powers intensified during Premier Michael Harris's government. And year after year since then, police budgets have expanded – vacuuming up resources from increasingly precarious social and health services.

The history of policing is indisputable: police have always existed to protect colonial settlers and their/our property. Police services were established to facilitate the colonization of Indigenous peoples, the theft of their land and their forced relocation onto reserves. With time, police powers were expanded to include 'slave patrols' when the Royal Canadian Mounted Police (formerly known as the North West Mounted Police) was established in the 1800s.

This history is very clearly present in today's policing and results in the criminalization of Black and Indigenous people rather than adhering to the policing motto of 'to serve and to protect'. Instead of ensuring the safety of Indigenous and Black community members, these communities are the targets of racial profiling and of extreme violence that has resulted in death. The deaths of D'Andre Campbell and Regis Korchinski-Paquet are two tragedies in and amongst many others that have resulted from interactions with members of various police services.

Police reform has not worked. We have seen decades of special inquiries, taskforces, commissions and reports. And still violence against members of the community continue at the hands of police officers while many politicians voice 100% support for police rather than doing their due diligence to hold police services and individual police officers accountable when violence is enacted against community members.

Policing has not resulted in safer communities; in fact, the opposite is true. Poverty has been criminalized. Structural and systemic inequities have been ignored while police are given more and more power, weapons and resources which, all too frequently, are used against people who are Indigenous, Black, racialized, poor, unhoused, living with abusive partners, or simply engaged in peaceful dissent.

It is unconscionable that the City of Hamilton will spend \$171 million on the HPS budget but only \$44.3 million on housing services at a time when year-long waitlists for affordable housing exist.

It is unconscionable that the City of Hamilton will spend \$171 million on the HPS budget but only \$4.8 million on unhoused people while people are living in tents in encampments that are being threatened with removal.

It is unconscionable that while people are forced to live in unsafe or inadequate housing – or live in tents on the street – the HPS provides better housing to horses in their mounted unit than to some members of the Hamilton community.

It is unconscionable that the City funds the HPS ACTION team, which engages in ticketing poor people and carding, surveilling and harassing young, Black, Indigenous and racialized people in Hamilton's downtown core. The purpose of the ACTION team is to ensure that the downtown core is palatable to white affluent suburban restaurant and theatre goers (pre-Covid) at the expense of poorer members of the Hamilton community.

Policing will not result in a safer more equitable community no matter how huge their budget.

What will result in safer, more equitable, more caring and compassionate livable communities is well-funded anti-racism services such as the HARRC, sexual assault centres and shelters, a wide array of affordable and accessible recreational programs for youth and for members of various marginalized (including newcomer) communities, a safe space or community hub for historically marginalized communities; including, the 2S-LGBTQ+ communities, safe injection sites, affordable housing and healthy food options for every child and every adult living in Hamilton. These are the activities and services that help community members feel included and engaged and improve their/our quality of life. Currently, many of these services are simply surviving on shoestring budgets while police budgets balloon.

How does the misplaced priority of increased funding for the HPS and precarious funding for social and health services make sense at a time when the Covid pandemic lays bare the social inequities that exist?

As a resident of Hamilton, I join with others in demanding:

- An immediate 20% reduction in the Hamilton Police Service budget.
- Reallocation of these funds to social and health services including sexual assault centres, shelters and appropriate housing for people who are currently unsheltered.
- Full transparency and accounting of the line-by-line police budget.

The above demands are entirely do-able and practical and will demonstrate a commitment to addressing long-standing, unaddressed social and health issues that impact the quality of life for Hamilton residents.

Thank you for your consideration.

Vilma Rossi
Ward One Resident

From: Razan Samara
Sent: August 7, 2020 12:41 PM
To: clerk@hamilton.ca
Cc:
Subject: GIC August 10th meeting

Good morning Hamilton City Council members and attendees of the General Issues Committee meeting,

Please accept this written reflection and call to action in lieu of a video.

My name is Razan, I'm a McMaster alumni and an independent journalist who has spent the past four years working in Hamilton. As a storyteller, I've had the pleasure of developing deep connections with community members, listening to their stories and experiences, and having the privilege of sharing them through writing and multimedia.

While I'm not currently living in Hamilton and perhaps no councillor represents me, my role as a storyteller has put me in a unique position to speak up against the injustices happening in the city. Hamilton and its people hold a special place in my heart, and when I see my community fighting for positive change, I must stand by them and their values.

It was in tutorial rooms and random corners of McMaster that I've had heart wrenching conversations with peers who faced racism and discrimination growing up in Hamilton. It was at Hamilton City Hall, in the same rooms you're all sitting in right now, that I attended workshops and listened to the stories of community organizers and members and learned that the police are not keeping oppressed communities safe, not our Black youth nor the LGBTQ community, nor Indigenous folks and Muslim women like me. During the Women's March, just outside City Hall and next to the "Hamilton" sign, I listened to women share their stories of abuse, the lack of mental health support and shelters. It was on Main Street West, a road you must've all taken today, that I marched alongside women for Take Back the Night, once again, sharing stories and experiences of how we don't feel safe and how not much has changed, seeking comfort only in one another and the warmth of community care. Today, you will hear facts on why defunding police is necessary and how it's a possible reality to direct funds to the community, but beyond numbers and figures, remember that there are people behind every digit.

I've spent all this time listening and learning, and I call on you to also listen to the community and the concerns and demands they share with you today. As a storyteller, I have the responsibility of sharing Hamilton's narratives. As Hamilton City Council members, you all have the responsibility to act in the interests of your constituents, and they have very clearly spelled out what action looks like:

Demands:

- Immediate 20% reduction
- Full transparency of the line by line police budget
- We want 30 million cut from HPS salaries, specifically from division 1,2, and 3. We want money cut from the mounted unit (horses), ACTION team, and victim services.

Thank you,

Razan Samara

From: Dawnie Chomitsch <
Sent: August 7, 2020 9:12 AM
To: clerk@hamilton.ca
Subject: GIC August 10th Meeting

Hello my name is Dawn Chomitsch. I'm a resident of downtown Hamilton.

I would like to see the reallocation of funds from HPS to other places in the city.

171 million is too much for the HPS budget, which I have read, has increased by FIFTY percent in the past 5 years.

Thankyou,
D. Chomitsch

Request to Speak to Committee of Council

Submitted on Friday, August 7, 2020 - 11:29 am

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Kailey Cutillo

Name of Organization: In Support of HWDSB Kids Need Help

Contact Number:

Email Address:

Mailing Address:

Reason(s) for delegation request: In support of the HWDSB Kids Need Help movement demanding a 20% reduction in the Hamilton Police Services annual budget. I am submitting a video message to amplify the request made by the aforementioned organization that the Hamilton City Council consider a budget cut to defund HPS and invest in social and community programs across Hamilton.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

Request to Speak to Committee of Council

Submitted on Friday, August 7, 2020 - 12:05 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Joanna Aitcheson

Name of Organization:

Contact Number:

Email Address:

Mailing Address:

Reason(s) for delegation request: I'd like to submit a video regarding defunding Hamilton Police Services.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

Request to Speak to Committee of Council

Submitted on Friday, August 7, 2020 - 12:10 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Jeanette Eby

Name of Organization:

Contact Number:

Email Address:

Mailing Address:

Reason(s) for delegation request: Video delegation in support of defunding the police and allocating funds to necessary services

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

Request to Speak to Committee of Council

Submitted on Friday, August 7, 2020 - 3:42pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Ken Stone

Name of Organization: Community Coalition Against Racism

Contact Number:

Email Address:

Mailing Address:

Reason(s) for delegation request: to speak in favour of defunding the police

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? Yes

Form: Request to Speak to Committee of Council

Submitted on Monday, August 10, 2020 - 6:28 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Imasha Perera

Name of Organization:

Contact Number:

Email Address:

Mailing Address:

Reason(s) for delegation request: Video regarding defunding the Police

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

Form: Request to Speak to Committee of Council

Submitted on Wednesday, August 12, 2020 - 3:06 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Sarah Warry-Poljanski

Name of Organization:

Contact Number:

Email Address:

Mailing Address:

Reason(s) for delegation request: To speak about the ongoing request to defund any of the budget for police services. My own experiences with police, and views on the matter.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

Request to Speak to Committee of Council

Submitted on Thursday, August 13, 2020 - 8:20 pm

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Claire Bodkin

Name of Organization:

Contact Number:

Email Address:

Mailing Address:

Reason(s) for delegation request: To express my support for a 20% reduction in the police services budget and a reinvestment in community services.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No

Form: Request to Speak to Committee of Council

Submitted on Monday, August 17, 2020 - 10:37 am

==Committee Requested==

Committee: General Issues Committee

==Requestor Information==

Name of Individual: Dania Igdoura

Name of Organization:

Contact Number:

Email Address:

Mailing Address:


Reason(s) for delegation request: Video requesting a defunding of the Hamilton Police Service.

Will you be requesting funds from the City? No

Will you be submitting a formal presentation? No



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Economic Development Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 9, 2020
SUBJECT/REPORT NO:	Hamilton Tax Increment Grant - 11 and 15 Cannon Street West (PED20138) (Ward 2)
WARD(S) AFFECTED:	Ward 2
PREPARED BY:	Carlo Gorni (905) 546-2424 Ext. 2755
SUBMITTED BY:	Norm Schleeahn Director, Economic Development Division Planning and Economic Development Department
SIGNATURE:	

RECOMMENDATION

- (a) That a Hamilton Tax Increment Grant Program application submitted by Areacor Inc. (Roni Gilyana), for the property at 11 and 15 Cannon Street West, Hamilton, estimated at \$266,867.70 over a maximum of a five-year period, and based upon the incremental tax increase attributable to the development of 11 and 15 Cannon Street West, Hamilton, be authorized and approved in accordance with the terms and conditions of the Hamilton Tax Increment Grant Program;
- (b) That the Mayor and City Clerk be authorized and directed to execute a Grant Agreement together with any ancillary documentation required, to effect recommendation (a) of Report PED20138, in a form satisfactory to the City Solicitor;
- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any Grant Amending Agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Hamilton Tax Increment Grant Program, as approved by City Council, are maintained.

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**SUBJECT: Hamilton Tax Increment Grant – 11 and 15 Cannon Street West
(PED20138) (Ward 2) - Page 2 of 7**

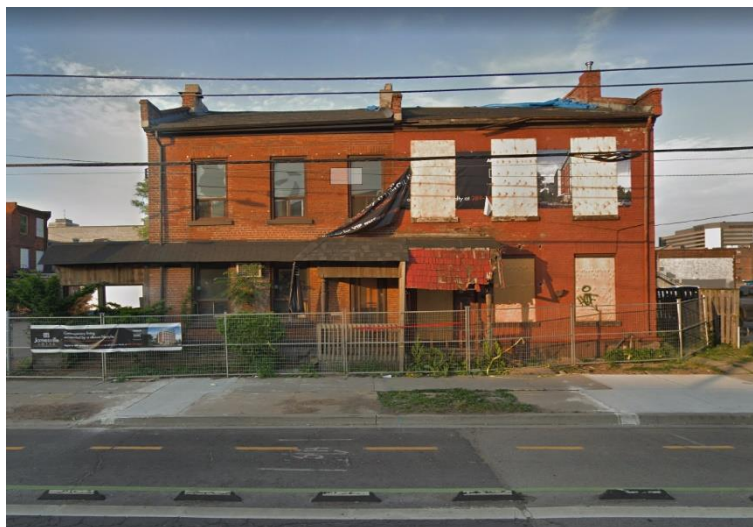
EXECUTIVE SUMMARY

The Hamilton Tax Increment Grant Program (HTIGP) application for the construction of the project at 11 and 15 Cannon Street West, Hamilton was submitted by Areacor Inc. (Roni Gilyana). When completed, the project will be comprised of a six-storey, 40-unit residential condominium with one ground floor retail unit and 12 spaces. Prior to construction taking place, the properties contained a two-storey mixed use building with one commercial unit on the ground floor and three residential units.

Development costs are estimated at \$8,476,000 and it is projected that the proposed redevelopment will increase the assessed value of the property from its current value of \$594,750 to approximately \$8,679,000.

This will increase total annual property taxes generated by the property. The municipal share of this property tax increase (municipal tax increment) will be approximately \$88,955.90, of which 100% would be granted to the owner during year one, 80% or approximately \$71,164.72 in year two, 60% or approximately \$53,373.54 in year three, 40% or approximately \$35,582.36 in year four and 20% or approximately \$17,791.18 in year five. The estimated total value of the grant is approximately \$266,867.70. Note that every year the tax increment is based on actual taxes for that year.

Upon completion of the redevelopment and reassessment of the property by the Municipal Property Assessment Corporation (MPAC), staff will report back in an Information Update to Council on the actual redevelopment costs, the reassessment amount determined by MPAC and the grant amount.



11 and 15 Cannon Street West (June 2018) Source: Google Street View

**SUBJECT: Hamilton Tax Increment Grant – 11 and 15 Cannon Street West
(PED20138) (Ward 2) - Page 3 of 7**



11 and 15 Cannon Street West (Source: Areacor Inc.)

Alternatives for Consideration – See Page 7

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: The City will collect full property taxes on the property and, in turn, provide a grant for five years, declining each year after the first year by 20%, based on the increase in the municipal portion of the taxes, post-development completion of 11 and 15 Cannon Street West, Hamilton. Following year one of the grant payment, the City will start to realize the positive results of the Program from a financial perspective. Based on the projected figures, the estimated tax increment over five years totals \$444,779.50, of which the applicant would receive a grant totalling approximately \$266,867.70 and the City retaining taxes totalling approximately \$177,911.80.

Staffing: Applicants and subsequent grant payments under the HTIGP are processed by the Commercial Districts and Small Business Section and Taxation Section, Corporate Services Department. There are no additional staffing requirements.

Legal: Section 28 of the *Planning Act* permits a municipality, in accordance with a Community Improvement Plan, to make loans and grants which would

SUBJECT: Hamilton Tax Increment Grant – 11 and 15 Cannon Street West (PED20138) (Ward 2) - Page 4 of 7

otherwise be prohibited under Section 106(2) of the *Municipal Act*, to registered / assessed owners and tenants of lands and buildings. A Community Improvement Plan can only be adopted and come into effect within a designated Community Improvement Project Area. Changes to a Community Improvement Plan or Community Improvement Project Area require formal amendments as dictated by the *Planning Act*.

The applicant will be required to execute a Grant Agreement prior to the grant being advanced. The Grant Agreement will be developed in consultation with Legal Services.

As construction projects move forward, it is sometimes necessary to amend previously approved Grant Agreements and any ancillary documentation. Therefore, staff recommends that the General Manager of Planning and Economic Development be authorized to amend Grant Agreements and any ancillary documentation, provided that the terms and conditions of the HTIGP are maintained.

HISTORICAL BACKGROUND

City Council, at its meeting held August 22, 2001, approved an amendment to the Downtown and Community Renewal Community Improvement Plan which introduced the HTIGP. Since that time, a number of Program refinements have been approved by City Council, including expanding the Program to Community Downtowns, Business Improvement Areas, the Mount Hope / Airport Gateway, the corridors of Barton Street and Kenilworth Avenue as identified in the Downtown and Community Renewal Community Improvement Project Area and most recently, to properties designated under Part IV or V of the *Ontario Heritage Act*. The terms of the Program offer a five-year grant not to exceed the increase in municipal realty taxes as a result of the development. The grant is to be in an amount which does not exceed 100% of the municipal realty tax increase during the first year, 80% in year two, 60% in year three, 40% in year four, and 20% in year five.

The project at 11 and 15 Cannon Street West, Hamilton, is an eligible project under the terms of the HTIGP. The applicant will qualify for the HTIGP grant upon completion of the development project. Development costs are estimated at \$8,476,000. The total estimated grant over the five-year period is approximately \$266,867.70.

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**SUBJECT: Hamilton Tax Increment Grant – 11 and 15 Cannon Street West
(PED20138) (Ward 2) - Page 5 of 7**

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Urban Hamilton Official Plan

The subject lands are municipally known as 11 and 15 Cannon Street West and are located within the “Downtown Urban Growth Centre” on Schedule “E” – Urban Structure. The property is located within the Downtown Hamilton Secondary Plan area (OPA 102) and designated “Downtown Mixed Use” with a “Pedestrian Focus” on Map “B.6.1-1” – Downtown Hamilton Secondary Plan – Land Use Plan (OPA 102).

The planned use of the property conforms to the above designations. The specific ground floor commercial uses have not yet been identified and will be subject to the respective sections of the in force and effect Urban Hamilton Official Plan with respect to permitted uses and associated policies.

Zoning By-law No. 05-200

Under the City of Hamilton Zoning By-Law No. 05-200, the subject property is zoned “Downtown Mixed Use - Pedestrian Focus (D2) Zone”.

The planned use of the property is permitted. The specific ground floor commercial uses have not yet been identified and will be subject to the respective sections of the in force and effect Zoning By-Law with respect to permitted uses and associated regulations.

RELEVANT CONSULTATION

Staff from the Taxation Section and the Finance and Administration Section, Corporate Services Department and the Legal Services Division, City Manager’s Office was consulted, and the advice received is incorporated into Report PED20138.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

Commercial Districts and Small Business staff, in co-operation with staff from the Taxation Section and Legal Services Division, developed an estimated schedule of grant payments under the terms of the Program. The final schedule of grant payments will be contingent upon a new assessment by MPAC following completion of the project. The applicant will be required to sign a Grant Agreement. The Grant Agreement contains provisions for varying the grant payment in each and every year based on MPAC’s assessed value. By signing, the applicant will accept the terms and conditions outlined therein prior to any grant payments being made. The Agreement outlines the terms and conditions of the grant payments over the five-year period.

**SUBJECT: Hamilton Tax Increment Grant – 11 and 15 Cannon Street West
(PED20138) (Ward 2) - Page 6 of 7**

The estimated grant shall be calculated according to the following formulas:

Grant Level:		100%	
Total Eligible Costs (Maximum):	\$	\$8,476,000	
Total Pre-project CVA: CT (Commercial)	\$	90,575.00	Year: 2019
RT (Residential)	\$	175,925.00	
RT (Residential)	\$	<u>328,250.00</u>	
Total	\$	594,750.00	
Pre-Project Property Taxes			
Municipal Levy:	\$	7,251.18	
Education Levy:	\$	<u>1,745.26</u>	
Pre-project Property Taxes	\$	8,996.44	
*Post-project CVA: RT (Residential)	\$	8,281,350.00	
XT (Commercial New Construction)	\$	<u>397,650.00</u>	
Estimated Post-project CVA	\$	8,679,000.00	Year: TBD
Post-Project Property Taxes			
** Estimated Municipal Levy:	\$	96,207.08	
** Estimated Education Levy:	\$	<u>17,428.77</u>	
** Estimated Post-Project Property Taxes:	\$	113,635.85	

*The actual roll number(s), assessed value(s), tax classification(s) and value partitioning (where applicable) are to be determined by the Municipal Property Assessment Corporation (MPAC).

**2019 tax rates have been used for calculation of the estimated post-development property taxes.

Pre-project Municipal Taxes = Municipal Levy = \$7,251.18
Municipal Tax Increment = \$96,207.08 - \$7,251.18 = \$88,955.90

Payment in Year One = \$88,955.90 x 1.0 = \$88,955.90

**SUBJECT: Hamilton Tax Increment Grant – 11 and 15 Cannon Street West
(PED20138) (Ward 2) - Page 7 of 7**

ESTIMATED GRANT PAYMENT SCHEDULE for mixed-use building: Six-storey, 40-unit residential condominium with one ground floor retail unit and 12 parking spaces.

Year	Grant Factor	Tax Increment*	Grant
1	100%	\$88,955.90	\$88,955.90
2	80%	\$88,955.90	\$71,164.72
3	60%	\$88,955.90	\$53,373.54
4	40%	\$88,955.90	\$35,582.36
5	20%	\$88,955.90	\$17,791.18
Total		\$444,779.50	\$266,867.70

*Note that the tax increment is based every year on actual taxes for that year. The figures above are estimates. In other words, for each year a grant payment is paid, the actual taxes for the year of the grant payment will be used in the calculation of the grant payment.

ALTERNATIVES FOR CONSIDERATION

Declining a grant and/or approving a reduced amount would undermine the principles of the HTIGP and regeneration efforts in general. This alternative is not recommended.

Financial: Grants totalling \$266,867.70 over a five-year period would not be issued.

Staffing: Not applicable

Legal: Not applicable

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

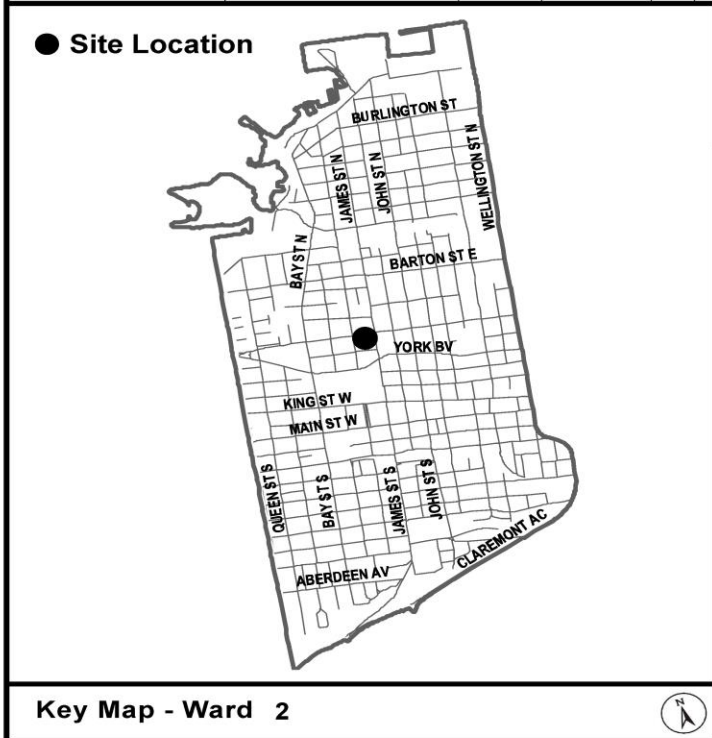
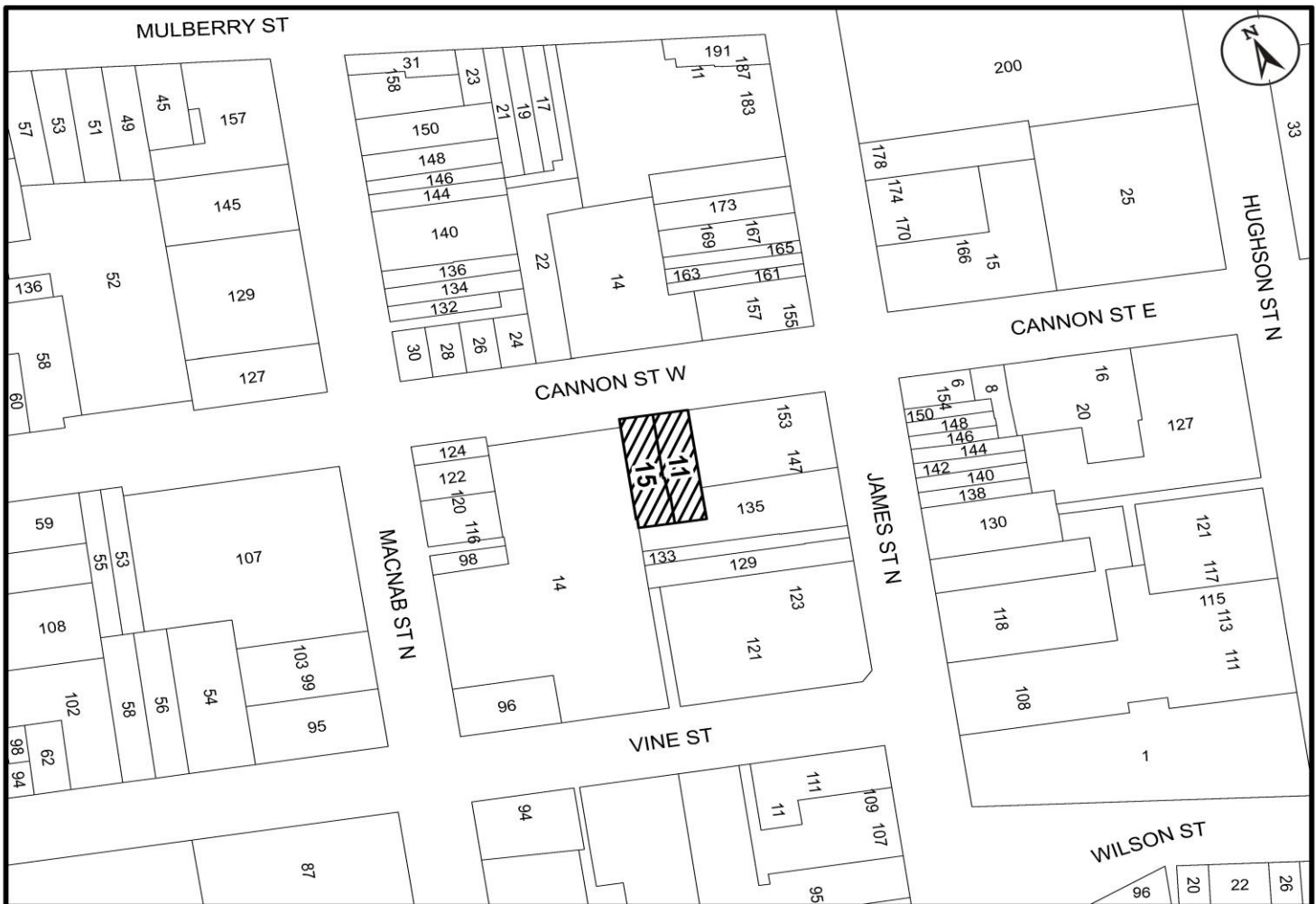
Economic Prosperity and Growth



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

APPENDICES AND SCHEDULES ATTACHED

Appendix “A” to Report PED20138 – Location Map


JD:dt



<h1>Location Map</h1>		 Hamilton
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		
File Name/Number: 11 & 15 Cannon St W		Date: July 8, 2020
Appendix "A"	Scale: N.T.S	Planner/Technician: CG/NB
<p>Subject Property</p> <p> 11 and 15 Cannon Street West, Hamilton (Ward 2)</p>		



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Economic Development Division

TO:	Mayors and Members General Issues Committee
COMMITTEE DATE:	September 9, 2020
SUBJECT/REPORT NO:	Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application, 115 and 121 Vansitmart Avenue, ERG-18-08 (PED20139) (Ward 4)
WARD(S) AFFECTED:	Ward 4
PREPARED BY:	Phillip Caldwell (905) 546-2424 Ext. 2359
SUBMITTED BY:	Norm Schleeahn Director, Economic Development Planning and Economic Development Department
SIGNATURE:	

RECOMMENDATION

- (a) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application ERG-18-08, submitted by 1349010 Ontario Inc., owner of the properties at 115 and 121 Vansitmart Avenue, for an ERASE Redevelopment Grant not to exceed \$354,828 over a maximum of ten years, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Agreement;
- (b) That the Mayor and City Clerk be authorized and directed to execute the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Agreement together with any ancillary documentation required, to effect Recommendation (a) of Report PED20139, in a form satisfactory to the City Solicitor;
- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any grant amending agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant, as approved by City Council, are maintained.

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**SUBJECT: Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 115 and 121 Vansitmart Avenue,
ERG-18-08 (PED20139) (Ward 4) - Page 2 of 8**

EXECUTIVE SUMMARY

An Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application was submitted on August 22, 2018 by 1349010 Ontario Inc., the owner of the properties located at 115 and 121 Vansitmart Avenue, Hamilton (“the site”).

The site is comprised of two adjoining properties which together are approximately 0.85 ha (2.02 ac) in size. The site is located within a predominately low-rise residential neighbourhood of the Homeside neighbourhood in East Hamilton. The closest signalized intersection is approximately 150 m southwest of the site at Barton Street East and Cope Street. The site currently consists of a two-storey commercial building fronting onto Vansitmart Avenue along with multiple ancillary buildings to the rear associated with the site’s current and historical use as an operations and storage yard for various construction-related uses. The site also contains a one and a half storey single detached dwelling located at 115 Vansitmart Avenue.

A Phase One Environmental Site Assessment (ESA) completed in 2015 identified historical activities on the site that had the potential to be of environmental concern. These included the presence of fixed storage tanks for gasoline and associated products, historical coal gasification activities as well as the presence of a rail yard and associated spur lines adjacent to the site.

A Phase Two ESA was completed in 2016 and subsequently updated with supplementary information in 2017 and 2020. The study was informed by the collection of soil samples and groundwater monitoring on the site the results of which confirmed the presence of Contaminates of Concern (COC) including metals, petroleum hydrocarbons (PHCs) and polycyclic aromatic hydrocarbon (PAHs).

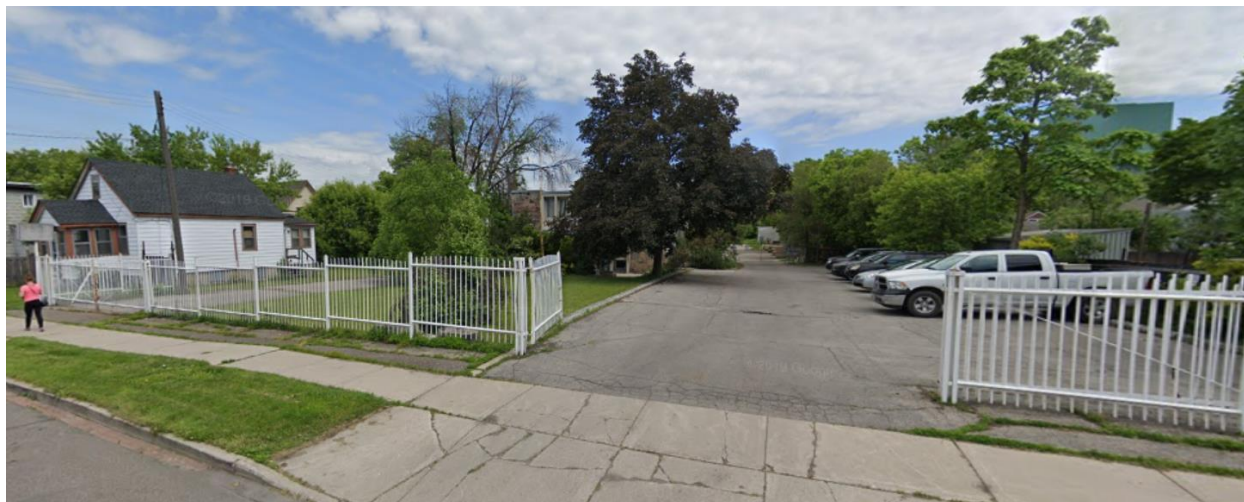
The grant application is for \$354,828 in estimated eligible costs associated with environmental site remediation and the filing of a Record of Site Condition which is required to accommodate the planned development in accordance with Ontario Regulation 153/04. The planned development, for which conditional Site Plan approval has been granted, consists of 40 back-to-back condominium townhouses and two new single detached dwellings.

Project construction costs are estimated at approximately \$14M. It is estimated that the planned development will increase the property assessment from the pre-development value of \$871,000 (CT – Commercial and RT - Residential) to approximately \$15,096,000 (RT – Residential). This will increase total annual property taxes generated by this site from \$24,838 to \$184,454, an increase of approximately \$159,616. The municipal portion of this increase is \$143,179, of which 80%, representing the maximum potential annual grant, would be approximately \$114,543.

**SUBJECT: Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 115 and 121 Vansitmart Avenue,
ERG-18-08 (PED20139) (Ward 4) - Page 3 of 8**

Based on the estimated eligible costs provided by the applicant, the maximum grant will not exceed \$354,828 over a period four annual payments.

The sites' existing conditions as well as renderings of the planned development are provided below.



Existing Conditions – 115-121 Vansitmart Ave., Hamilton (Source: maps.google.ca)



Planned Redevelopment – 115-121 Vansitmart Ave., Hamilton (Source: 1349010 Ontario Inc.)

Alternatives for Consideration – See Page 7

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: As per the ERASE Redevelopment Grant (ERG) program, the City will provide the applicant with a grant equivalent to 80% of the increase in

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**SUBJECT: Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 115 and 121 Vansitmart Avenue,
ERG-18-08 (PED20139) (Ward 4) - Page 4 of 8**

municipal taxes up to the total eligible cost figure of \$354,828. Based on an annual grant amount of \$114,543 the annual grant payments will conclude in year four with an estimated total grant of \$354,828. The City will realize the full tax increment after year four.

The City will retain the remaining 20% of the annual municipal tax increment during the grant period estimated at \$28,636. These monies, to a maximum of 20% of the total grant to be provided to the applicant, estimated to total \$70,966 over four years, will be deposited into the Brownfield Pilot Project Account No. 3620155102 - to be used by the City for its Municipal Acquisition and Partnership Program. This Program, as approved in the ERASE Community Improvement Plan (CIP), involves the City acquiring key Brownfield sites, cleaning up and redeveloping property it already owns, or participating in public/private partnerships to redevelop Brownfield properties.

Staffing: Applications and grant payments under the ERG Program are processed by existing staff in the Economic Development and Taxation Divisions. There are no additional staffing requirements.

Legal: The ERG Program is authorized by the ERASE CIP which was adopted and approved in 2001 and subsequently comprehensively updated in 2005, 2010 and 2018 under Section 28 of the *Planning Act*. The ERASE Redevelopment Agreement will specify the obligations of the City and the applicant and will be prepared in a form satisfactory to the City Solicitor.

HISTORICAL BACKGROUND

115 and 121 Vansitmart Avenue ("the site") are located within a predominantly low-rise residential area of the Homeside neighbourhood in east Hamilton. The site is comprised of two adjoining rectangular properties which together are approximately 0.85 ha (2.02 ac) in size. The closest signalized intersection is approximately 150 m southwest of the site at Barton Street East and Cope Street. The site is primarily located internal to the residential block bounded by a Canadian National (CN) rail line to the north, Tangerine Avenue North to the east, Vansitmart Avenue to the south and Cope Street to the west. The site has segments of street frontage on all three bounding streets with the sites primary frontage facing Vansitmart Avenue. The site is adjacent to low-rise residential buildings to the east, south and west.

The site currently consists of a two-storey commercial building fronting onto Vansitmart Avenue along with multiple ancillary buildings to the rear associated with the site's current and historical use as an operations and storage yard for various construction-

**SUBJECT: Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 115 and 121 Vansitmart Avenue,
ERG-18-08 (PED20139) (Ward 4) - Page 5 of 8**

related uses. The site also contains a one and a half storey single detached dwelling located at 115 Vansitmart Avenue. The existing buildings date to approximately the 1950's or earlier.

A Phase One Environmental Site Assessment (ESA) was undertaken in 2015, the results of which identified two on-site and one off-site Areas of Potential Environmental Concern (APEC). The sources of potential environmental concern identified were:

- The on-site presence of fixed storage tanks for gasoline and associated products;
- The historical on-site occurrence of coal gasification on the site; and,
- The presence of a rail yard and associated spur lines adjacent to the site.

In addition to the above, it was identified that historical fires on the property, which resulted in the destruction of some buildings, may contribute to the presence of contaminants on the soil surface.

A Phase Two ESA was undertaken in 2016 which included the drilling of ten boreholes to investigate the conditions of the site's soil, two of which included the installation of groundwater monitoring equipment. The results confirmed the presence of contamination in the soil and groundwater and identified the Contaminants of Concern (COC) as metals, petroleum hydrocarbons (PHCs) and polycyclic aromatic hydrocarbons (PAHs). The COC's exceeded the Ministry of Environment, Conservation and Parks ("the Ministry") Table 3 Site Condition Standards (SCS) for residential/parkland/institutional land uses in a non-potable groundwater condition in accordance with Ontario Regulation 153/04.

Supplemental soil and groundwater sampling were undertaken in 2017 and 2020 to further delineate the vertical and horizontal extents of the contamination for the purposes of filing a Record of Site Condition (RSC). The planned change of use to residential combined with the presence of contamination above the applicable SCS requires the applicant to file an RSC with the Ministry upon completion of the remediation.

Based on the investigations into the site, a Remedial Action Plan (RAP) was prepared in 2020 to outline a plan for the site's remediation and associated cost estimates. Remediation of the site is planned to consist of the excavation and disposal of impacted soils to a licensed waste receiver and the placement of 'clean fill' suitable for the planned development. The RAP also outlines additional confirmatory soil and groundwater testing for the purposes of completing an RSC filing with the Ministry.

**SUBJECT: Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 115 and 121 Vansitmart Avenue,
ERG-18-08 (PED20139) (Ward 4) - Page 6 of 8**

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Urban Hamilton Official Plan

The site is designated as “Neighbourhoods” on Schedule “E” – Urban Structure and on Schedule “E-1” – Urban Land Use Designations of the Urban Hamilton Official Plan. This designation is intended to accommodate a full range of residential dwelling types and densities to which the planned development complies.

Former City of Hamilton Zoning By-law No. 6593

The subject property is zoned: “RT-20/S-1762-H” Townhouse – Maisonette District, (Modified, Holding). The Holding provision which applies to the site is with respect to a requirement for the owner to submit a signed RSC to the City and Ministry for which the ERASE Redevelopment Grant would provide financial assistance towards. This holding provision would be removed through a future Zoning By-law Amendment at such time as the planned remediation has been completed and upon successful filing of the RSC with the City and Ministry.

Site Plan Control Application

The site is subject to Site Plan Control. At the time of writing of this Report, the planned development has received conditional Site Plan approval.

RELEVANT CONSULTATION

Staff from the Taxation Division and Legal Services Division, Corporate Services Department, were consulted and the advice received is incorporated into this Report.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

Potential estimated costs, as submitted by the applicant, which may be eligible under the ERG Program based on the site’s location within Area 3 – Urban Area of the ERASE Community Improvement Project Area (CIPA) include the following:

- \$313,300 for contractor costs associated with the excavation, transport and disposal of impacted soils;
- \$36,300 for additional environmental consulting costs associated with confirmatory soil and groundwater sampling and the filing of an RSC with the Ministry; and,

**SUBJECT: Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 115 and 121 Vansitmart Avenue,
ERG-18-08 (PED20139) (Ward 4) - Page 7 of 8**

- \$5,228 for costs associated with the undertaking of a Phase Two ESA for which an ERASE Study Grant has not been provided.

In total, estimated eligible costs are \$354,828. Invoicing and associated documentation for said costs will be the subject of an audit by staff to ensure eligibility and compliance with the parameters of the ERG program.

The following is an overview of pre and post development property assessments and associated taxes which have informed the estimated potential grant and the grant payment period contained in this Report:

Grant Level:		80%
Total Eligible Costs (Maximum):	\$	354,828
Pre-project CVA: (CT - Commercial and RT- Residential)	\$	871,000 Year: 2019
Municipal Levy:	\$	16,970
Education Levy:	\$	7,868
Pre-project Property Taxes	\$	24,838
*Estimated Post-project CVA: (RT- Residential)	\$	15,096,000
Total Estimated Ten-Year Grant (Maximum):	\$	354,828
**Estimated Municipal Levy:	\$	160,149
**Estimated Education Levy:	\$	24,305
**Estimated Post-project Property Taxes:	\$	184,454

Note: All dollar figures are rounded to the nearest dollar.

**The actual roll number(s), assessed value(s), tax classification(s) and value partitioning (where applicable) are to be determined by the Municipal Property Assessment Corporation (MPAC).*

***2019 tax rates have been used for calculation of the estimated post-development property taxes.*

ALTERNATIVES FOR CONSIDERATION

The grant application meets the eligibility criteria and requirements of the program. In the event the project is not considered for the program, the application should be referred back to staff for further information on possible financial or legal implications.

**SUBJECT: Environmental Remediation and Site Enhancement (ERASE)
Redevelopment Grant Application, 115 and 121 Vansitmart Avenue,
ERG-18-08 (PED20139) (Ward 4) - Page 8 of 8**

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.

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

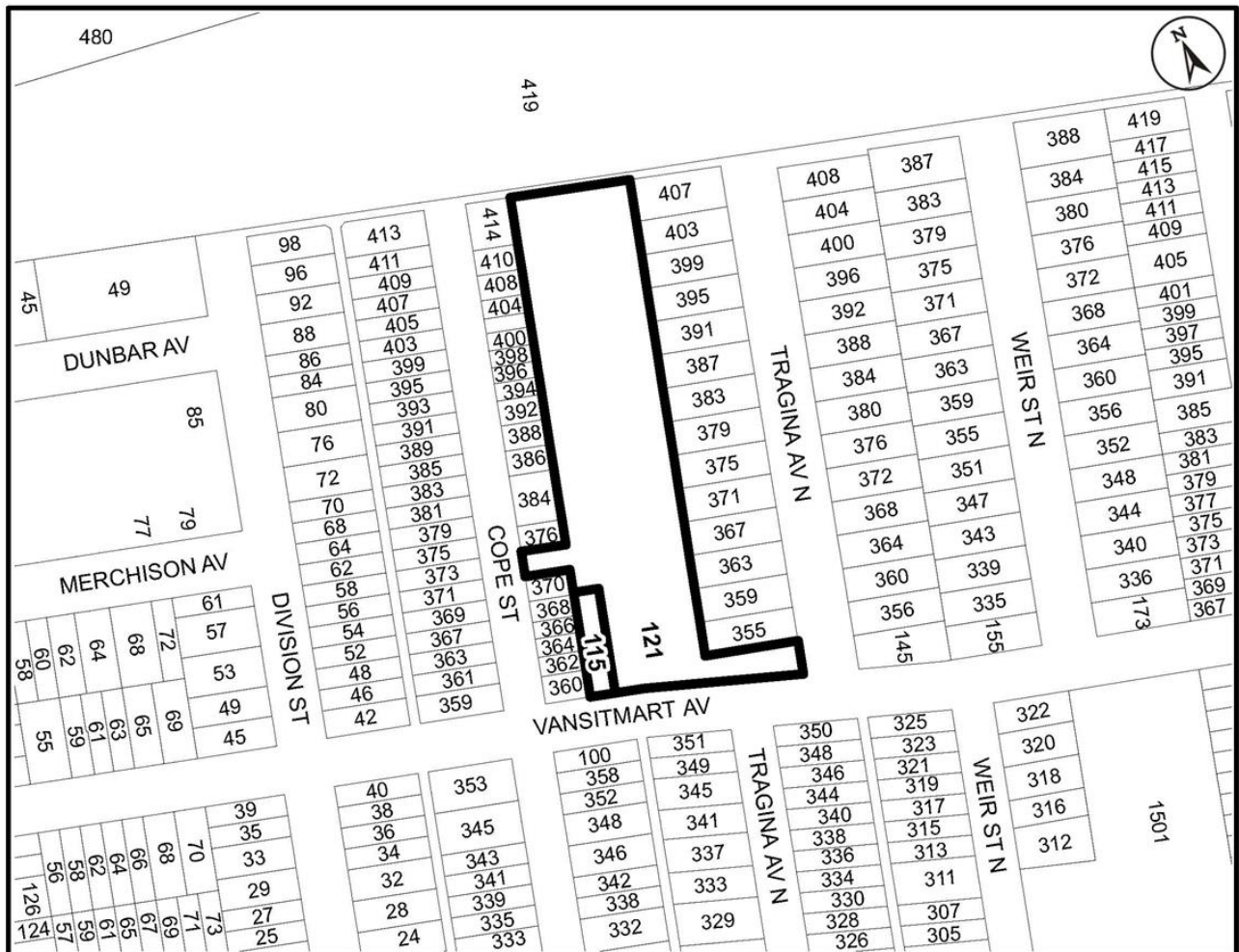
Our People and Performance

Hamiltonians have a high level of trust and confidence in their City government.

APPENDICES AND SCHEDULES ATTACHED

Appendix “A” – Location Map

PC:dt



● Site Location



Key Map - Ward 4

Location Map



PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT

File Name/Number:
ERG 19-03

Date:
April 17, 2020

Appendix "A"

Scale:
N.T.S

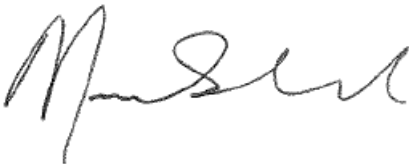
Planner/Technician:
PC/AL

Subject Property

115 & 121 Vansitmart Avenue



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Economic Development Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 9, 2020
SUBJECT/REPORT NO:	Ottawa Street Business Improvement Area (BIA) Revised Board of Management (PED20143) (Wards 3 and 4)
WARD(S) AFFECTED:	Wards 3 and 4
PREPARED BY:	Julia Davis (905) 546-2424 Ext. 2632
SUBMITTED BY:	Norm Schleeahn Director, Economic Development Planning and Economic Development Department
SIGNATURE:	

RECOMMENDATION

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

Nadia Ishmail

EXECUTIVE SUMMARY

Appointment to the Ottawa Street Business Improvement Area (BIA) Board of Management.

Alternatives for Consideration – Not Applicable

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: Not Applicable

Staffing: Not Applicable

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: Ottawa Street Business Improvement Area (BIA) Revised Board of Management (PED20143) (Wards 3 and 4) - Page 2 of 3

Legal: *The Municipal Act 2001*, Sections 204-215 governs BIAs. Section (204) Subsection (3) stipulates “A Board of Management shall be composed of, (a) one or more Directors appointed directly by the Municipality; and (b) the remaining Directors selected by a vote of the membership of the improvement area and appointed by the Municipality”. Section 204 Subsection (12) stipulates “...if a vacancy occurs for any cause, the Municipality may appoint a person to fill the vacancy for the unexpired portion of the term and the appointed person is not required to be a member of the improvement area.”

HISTORICAL BACKGROUND

A meeting of the membership of the Ottawa Street BIA took place on July 9, 2020 at which Nadia Ishmail was appointed to the Board of Management. Nadia will be filling the vacancy left by Randy Gallant who resigned on June 25, 2020.

Should Council adopt the recommendation in PED20143, the aforementioned nominated BIA member would be appointed to serve on the Ottawa Street BIA Board of Management for the remainder of this term, through the end of 2022.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Not Applicable

RELEVANT CONSULTATION

Not Applicable

ANALYSIS AND RATIONALE FOR RECOMMENDATION

Not Applicable

ALTERNATIVES FOR CONSIDERATION

Not Applicable

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.

SUBJECT: Ottawa Street Business Improvement Area (BIA) Revised Board of Management (PED20143) (Wards 3 and 4) - Page 3 of 3

Economic Prosperity and Growth

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

APPENDICES AND SCHEDULES ATTACHED

Not Applicable

JD:dt



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Tourism and Culture Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 9, 2020
SUBJECT/REPORT NO:	Grant From Parks Canada's National Cost-Sharing Program For Heritage Places For Battle of Stoney Creek National Historic Site of Canada (Battlefield Park) (PED20151) (Ward 10)
WARD(S) AFFECTED:	Ward 10
PREPARED BY:	Carolyn Samko (905) 546-2424 Ext. 2509
SUBMITTED BY:	Carrie Brooks-Joiner Director, Tourism and Culture Planning and Economic Development Department
SIGNATURE:	<i>Carrie Brooks-Joiner</i>

RECOMMENDATION

That the Mayor and Clerk be authorized to execute all necessary documentation, including a Contribution Agreement for funding up to \$100 K under Parks Canada's National Cost-Sharing Program for Heritage Places, for Battle of Stoney Creek National Historic Site of Canada (Battlefield Park), in a form satisfactory to the City Solicitor.

EXECUTIVE SUMMARY

Parks Canada's National Cost-Sharing Program for Heritage Places helps ensure the protection of heritage places that have been formally recognized by the Government of Canada and are administered by other eligible bodies including municipalities.

The Government of Canada has approved a contribution of up to \$100 K to the City of Hamilton to support eligible expenditures associated with the Council-approved Gage House Porch and Cladding Restoration Capital project at Battlefield Park. Council approval is required to enter into a Contribution Agreement with Parks Canada to receive the funding.

Alternatives for Consideration – Not Applicable

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: Grant From Parks Canada's National Cost-Sharing Program For Heritage Places For Battle of Stoney Creek National Historic Site of Canada (Battlefield Park) (PED20151) (Ward 10) - Page 2 of 4

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: Funds have already been approved by Council through the 2019 Capital budget for the Gage House Porch and Cladding Project, ID: 7201941903, in the amount of \$440 K. These funds will be used as matching dollars as required by the Program.

Only eligible expenditures incurred between the date of the signature on the Contribution Agreement and the project end date identified in the signed Contribution Agreement will be reimbursed by the Program, in accordance with the conditions of the agreement.

Staffing: There are no associated staffing implications.

Legal: Execution of a Contribution Agreement between Parks Canada and the City of Hamilton is required to receive the funds.

HISTORICAL BACKGROUND

The National Cost-Sharing Program for Heritage Places grant opened for applications in the fall of 2019 and closed November 15, 2019. Total funding available under the Program is approximately \$1 M.

Project selection and funding approvals were delayed due to COVID-19 until the summer of 2020.

The City of Hamilton submitted an application in 2019 for consideration under the Program to offset costs associated with restoration of the historic Gage House at Battlefield Park including the porches, exterior woodwork, cladding, stucco and historic windows.

Parks Canada has informed the City of Hamilton as outlined in Appendix "A" to Report PED20151 that it is authorized to enter into an agreement with the City of Hamilton for a potential contribution of up to \$100 K to support eligible expenditures associated with the restoration project.

Prior to signing a Contribution Agreement, a pre-certification review must be completed on behalf of Parks Canada by one of its certification service providers.

The Contribution Agreement must be concluded within 90 days of the date of the letter of notice and must include confirmation that matching funding is in place for the duration of the project.

SUBJECT: Grant From Parks Canada's National Cost-Sharing Program For Heritage Places For Battle of Stoney Creek National Historic Site of Canada (Battlefield Park) (PED20151) (Ward 10) - Page 3 of 4

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

N/A

RELEVANT CONSULTATION

External

Jason Harvey, Policy/Program Advisor, Parks Canada

ANALYSIS AND RATIONALE FOR RECOMMENDATION

The Gage House Porch and Cladding Restoration Project is shovel-ready and will go to tender in the fourth quarter of 2020.

Extent to Which Other Funding is Leveraged

The funds have already been approved by Council through the 2019 Capital budget process and will be used to match the Parks Canada funds.

The additional Federal funds for this project will allow the necessary restoration work to the historic Gage House windows to be completed on an accelerated timeline.

ALTERNATIVES FOR CONSIDERATION

Not Applicable

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy and have a high quality of life.

Built Environment and Infrastructure

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

Culture and Diversity

Hamilton is a thriving, vibrant place for arts, culture, and heritage where diversity and inclusivity are embraced and celebrated.

**SUBJECT: Grant From Parks Canada's National Cost-Sharing Program For
Heritage Places For Battle of Stoney Creek National Historic Site of
Canada (Battlefield Park) (PED20151) (Ward 10) - Page 4 of 4**

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" - Correspondence from Natalie-Anne Bussière, Director, Cultural Heritage Policies, Parks Canada, July 6, 2020

CS:ac

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.

Appendix "A" to Report PED20151
Page 1 of 1

2021-01-005

Ms. Janette Smith
City Manager, City of Hamilton
City Hall
71 Main Street West
Hamilton, ON L8P 4Y5

Dear Ms. Smith,

I am writing in regards to your application for financial support under Parks Canada's National Cost-Sharing Program for Heritage Places. I am pleased to inform you that Parks Canada is authorized to enter into an agreement with the City of Hamilton for a potential contribution of up to \$100,000.00 to support eligible expenditures associated with the conservation project at Battle of Stoney Creek National Historic Site of Canada.

Prior to signing a contribution agreement, a pre-certification review of your project must be completed to the satisfaction of Parks Canada by one of its certification service providers. A Program representative will contact you to schedule a telephone pre-certification review and discuss next steps.

This proposed contribution is subject to the full execution of an agreement that will set out the conditions under which funds will be provided. To conclude an agreement, all necessary and required conditions of eligibility within the terms of the Program must be met.

Please note that this proposed contribution agreement must be concluded within 90 days of the date of this letter, and must include confirmation that matching funding is in place for the duration of the project. Only eligible expenditures incurred between the date of the signature on the contribution agreement, and the project end date identified in the signed contribution agreement will be reimbursed by the Program, in accordance with the conditions of the agreement. In recognition of the delays caused by the ongoing COVID-19 Pandemic, the Program is prepared to consider revisions to your original project timeline. You will be invited to discuss the potential revisions to your project timeline during the review with a Program representative.

Should you have any questions, please do not hesitate to contact the Program Office by email at pc.partagedesfrais-costsharing.pc@canada.ca. Program staff are currently teleworking.

Heritage places are important symbols of Canada's identity and tradition. Conserving these important places in Canada, in particular under these exceptional circumstances, not only benefits the immediate community, but all Canadians. I wish you every success with your project.

Yours sincerely,

Natalie-Anne Bussière
A/Director
Cultural Heritage Policies
Parks Canada

HAMILTON POLICE SERVICES BOARD**- INFORMATION -**

DATE: July 23, 2020

REPORT TO: Chairman and Members
Hamilton Police Services Board

FROM: Eric Girt
Chief of Police

SUBJECT: *Hamilton Police Service Budget Process*
PSB #20-061

BACKGROUND:

The Hamilton Police Service is committed to an informative and transparent budget process. Section 39 of the Police Services Act sets out the annual budget process for Police Services. In accordance with these requirements, each year the Chief of Police presents recommendations for the next fiscal year to the Hamilton Police Service Board after meetings with the PSB Budget Sub-committee for approval and subsequent referral to City Council. The Chief attends Council to deliver the budget presentation, address any questions from Council, and obtain final approval of the overall capital and operating budget. Presentations to the Board and Council are accompanied by detailed reports which highlight increases and reductions to the budget over the prior year, drivers of any increases, as well as forecasts for future years.

While setting the budget is a one-time annual process, there are a number of other regular reports/activities that the Service undertakes to ensure the HPSB and public remain informed as to the status of our budget. All of these reports and discussions occur at the monthly meetings of the HPSB in public session, and are available on the HPS website.

- Quarterly budget variance reports are provided to the HPSB. These reports compare budget to actuals for the relative period and serve to identify if we are meeting the stated budget targets throughout the year
- An annual year-end budget variance report is produced after the completion of our external financial audits to inform the HPSB of the prior year's actual-to-budget and actual-to-actual analysis of revenues and expenditures. This report would identify any surpluses or deficits from the prior year ending December 31st
- An annual surplus allocation plan is submitted to the HPSB with recommendations on how to utilize any surpluses resulting from the prior year

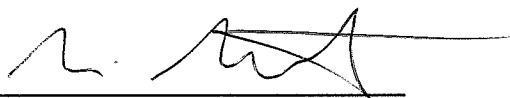
- Quarterly Capital project status updates are provided to the HPSB to allow a simple and transparent mechanism for monitoring budgets associated with short and long term capital projects
- An annual ten year Projected Capital Expenditures report is produced for the HPSB and forwarded to Council to ensure awareness, long term planning and appropriate financing of key capital projects

In an effort to continuously improve our processes, we recently made further changes to our budget reporting to assist in aligning our budget format to the City of Hamilton's reporting standards:

- For the 2020 budget submission and for all future submissions, the Service separated its operating and capital budgets
- For the 2020 budget submission and for all future submissions, the Service included year end projections as part of its reporting and presentation to the HPSB

The Service's current and past operating and capital budgets can be accessed anytime on our website at the link below. These documents provide a **line by line** description of all accounts of the Service and highlight any increases/decreases to the budget lines over the prior year.

<https://hamiltonpolice.on.ca/about/hps-budget>



Eric Girt
Chief of Police

EG/A.Filice

cc: John Randazzo, Director of Finance/CFO

HAMILTON POLICE SERVICES BOARD

- INFORMATION -

DATE: July 23, 2020

REPORT TO: Chair and Members
Hamilton Police Services Board

FROM: Eric Girt
Chief of Police

SUBJECT: *Hamilton Police Service response re Use of Force inquiries ("8 Can't Wait")*
PSB 20-062

BACKGROUND:

During the June 11, 2020 Hamilton Police Services Board meeting, several inquiries were made of the Board pertaining to Hamilton Police Service training and policy in Use of Force. While the inquiries in this regard varied slightly, the general context of the inquiries are in line with a movement originating from the United States called "8 Can't Wait". The following provides some context to the inquiries.

#1) The inclusion of clear language outlining allowable use of force, including an explicit ban on chokeholds and strangleholds in restraint techniques.

The Hamilton Police Service has a policy which states that we believe in using only the minimum force required in carrying out our duties. The level of force used by our members in any situation must be the minimum level of force necessary to affect the lawful purpose required; authorized in law; and it must be continually assessed. Chokeholds / Strangleholds are not taught nor are they endorsed by the Hamilton Police Service.

#2) That Hamilton Police Officers be required to de-escalate situations where possible by maintaining distance, communicating with subjects, and thereby eliminating the need for use of force.

The Hamilton Police Service consistently instructs our members on de-escalation techniques as part of our annual Use of Force strategies and has done so for the last several years. Additionally, for the last three years as part of our Academic training, we have included lectures on Communication. Both of these strategies have been implemented to better equip our members during our interactions with the community and to reduce the need for a use of force.

#3) That Hamilton Police give a verbal warning before shooting a civilian.

When a recruit is sent to Ontario Police College, part of their training includes the provincial standard police issue challenge "Police Don't Move" when applicable, when a firearm is drawn on a subject. This training is then reinforced as part of the annual recertification training in Use of Force when members are trained in Hamilton.

#4) That Hamilton Police are required to exhaust all other reasonable means before resorting to deadly use of force.

Members are responsible to only use that force which is reasonably necessary to bring an incident under control effectively and safely.

#5) That Hamilton Police officers have a duty to intervene when witnessing the use of excessive force by a fellow officer and report incidents immediately to supervisors.

All Police Services in Ontario are regulated by the Ontario Police Services Act. Within this legislation, there are applicable Code of Conduct provisions which would be investigated if an officer failed their duty to intervene as outlined above and further, failed to notify their supervisor. Further, there could be criminal implications for any lack of action taken under these circumstances.

#6) That officers are restricted from shooting at moving vehicles, a tactic that has proven dangerous and ineffective.

This is addressed in policy. This practice is prohibited unless there exists an immediate threat of death or grievous bodily harm to the Officer(s) and/or members of the public by a means other than the vehicle.

#7) That there is an established force Continuum which limits the types of force and/or weapons that can be used to specific types of resistance.

All Ontario Police Services follow the Ontario Use of Force Model, which was introduced and utilized as of 1993/1994. This continuum was last updated in 2004 and is the Model we utilize. The Model is an aid to promote continuous critical assessment and evaluation of every situation. Officers must consider a number of factors including the situation, the subject's behaviour, and the officer's perception / tactical considerations.

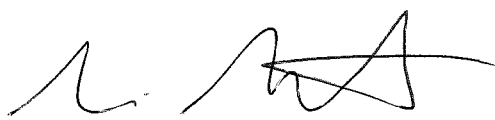
#8) That Hamilton Police are required to report each time they use force or threaten to use force against civilians.

There are regulatory requirements under the Ontario Police Services Act (PSA) which requires officers to complete a Use of Force Report (Regulation 926). The requirement to complete a Use of Force Report has been in effect since 1992.

The PSA states,

“14.5 (1) A member of a police force shall submit a report whenever the member,

- (a) draws a handgun in the presence of a member of the public, excluding a member of the police force who is on duty, points a firearm at a person or discharges a firearm;
- (b) uses a weapon other than a firearm on another person; or
- (c) uses physical force on another person that results in an injury requiring medical attention. “



Eric Girt
Chief of Police

cc: Ryan Diodati, Deputy Chief – Support
Nancy Goodes-Ritchie, Superintendent – Professional Development Division

HAMILTON POLICE SERVICES BOARD
- INFORMATION -

DATE: July 23, 2020
REPORT TO: Chair and Members
 Hamilton Police Services Board
FROM: Eric Girt
 Chief of Police
SUBJECT: *Year End Report: Use of Force 2019*
 PSB 20-043

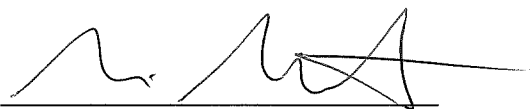
BACKGROUND:

Attached you will find the annual Use of Force Report for 2019. This report is completed to capture information forwarded to the Service Armourer/Use of Force Training Sergeant by members who have completed a Use of Force Report.

As per the *Police Services Act* Regulation 926 Sec. 14.5(1) Reports on Use of Force: A member shall submit a report to the Chief of Police or Commissioner whenever the member,

- (a) draws a handgun in the presence of a member of the public, excluding a member of the police force while on duty, or points a firearm, or discharges a firearm;
- (b) uses a weapon other than a firearm on another person; or
- (c) uses physical force on another person that results in an injury requiring medical attention.

P&P 1.02 *Use of Force* addresses the member requirements for submitting Use of Force Reports at the Hamilton Police Service.



Eric Girt
 Chief of Police

EG/N. Goodes-Ritchie
 Attachment: *2019 Use of Force Statistical Report*

cc: Ryan Diodati, Deputy Chief, Support



2019 UOF Statistical Report

Prepared by Sergeants Andrew
Poustie and Gino Ciarmoli

A statistical summary of reported Use of Force Incidents by the
Hamilton Police Service

Hamilton Police Service
Training Branch
Use of Force Section

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2019 Use of Force Statistical Report

Introduction

This report will provide a statistical summary of reports of Use of Force incidents that occurred in 2019; where a particular Use of Force option was utilized by a member of the Hamilton Police Service. The report will also compare the number of 2019 Use of Force incidents with the number of incidents from the years 2010 to 2019. The report will also compare the total number of force options used in 2019 to the total force options used in the years 2010-2019. In addition, this report will focus on Use of Force incidents by Service Branch (i.e. Patrol, Support or other) and by officer's years of service as well breaking down 2019 incidents into the following categories: incidents per month, incidents per day of the week and incidents per time of day. The source material for the data is Use of Force reports and/or Hamilton Police Service Conducted Energy Weapon (CEW) reports submitted by the involved officer(s). All data prior to 2005 was provided by the Professional Standards Branch.

As per the Ontario Police Services Act Regulation 926 Sec. 14.5(1) Reports on Use of Force and Hamilton Police Service Policy and Procedure 1.02, Use of Force Reporting, Hamilton Police Service members shall complete and submit Hamilton Police Service Use of Force Reports to the Chief of Police, through their Command Officer, prior to the completion of their shift, as follows:

Parts A and B of the Use of Force Report are required whenever the Member:

- a. Draws a handgun in the presence of a member of the public, excluding a Member of the Police Service while on duty, points a firearm at a person, or discharges a firearm other than on a Police Range; in the course of a training exercise, target practice or ordinary firearm maintenance, in accordance with Service Policies and Procedures;
- b. Uses a weapon other than a firearm on another person, with the exception of a weapon other than a firearm used on another Member of a Police Service in the course of a training exercise in accordance with Service Policies and Procedures;
- c. Uses physical force on another person that results in an injury requiring medical attention, with the exception of physical force used on another Member of a Police Service in the course of a training exercise in accordance with Service Policies and Procedures; or
- d. Handles a Police Service Dog where the dog bites a suspect or any member of the public as the result of the involvement of the Canine Branch.
- e. While operational as a Mounted Unit Officer, uses the equine to apply force to a member of the public that results in an injury requiring medical attention.



Parts A, B of the Use of Force Report and parts C, D of the CEW report are required whenever the Member deploys a Conducted Energy Weapon (CEW) in the cartridge deployment mode.

Parts C and D were required whenever the Member draws, points or displays a Conducted Energy Weapon in the presence of a member of the public, excluding a Member of the Police Service while on duty, other than on a Police Range; in the course of a training exercise or ordinary CEW maintenance in accordance with Service Policies and Procedures. On January 1st, 2020, the Solicitor General's Office introduced a new UOF Ministry report, which will now collect race related data.

This report only summarizes those incidents in which a Use of Force Report was submitted and does not totally reflect all instances in which a Use of Force option was used upon a member of the public. For example, handcuffing a person is considered a Use of Force application; however, if no injury is incurred a Use of Force report is not required.

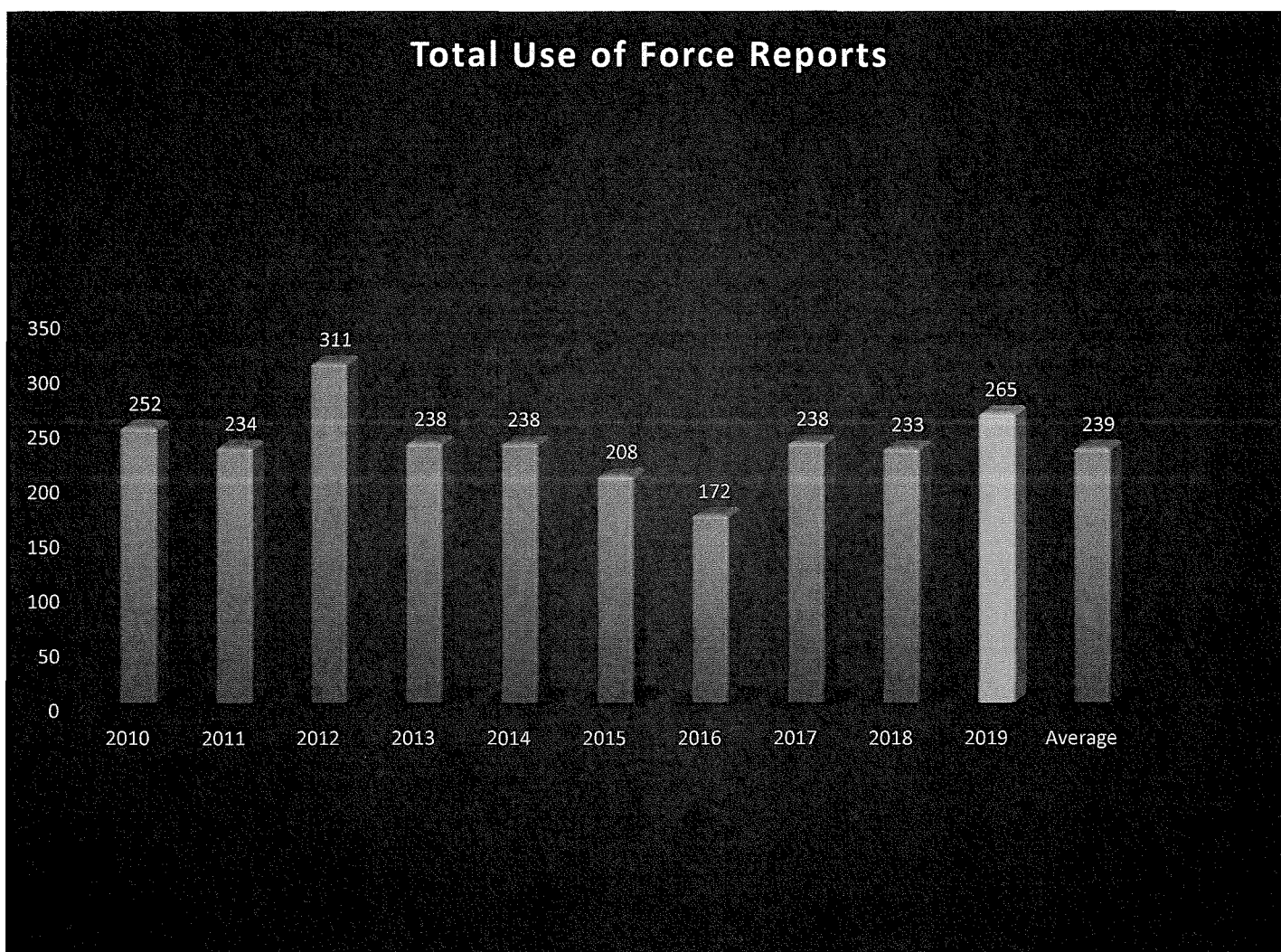
The Use of Force options that are tracked by Use of Force reports are:

- Firearm Discharged
- Firearm Pointed
- Handgun Drawn
- Aerosol Weapon (Oleo capsicum (OC) spray or foam)
- Impact Weapon Hard (ASP Baton)
- Impact Weapon Soft (ASP Baton)
- Empty Hands Hard
- Empty Hands Soft
- Other (K9 bites, Mounted Patrol Unit, weapons of opportunity)
- Conducted Energy Weapon (CEW) in the cartridge deployed mode.



Statistical Summary of Use of Force Incidents

During the ten year period from 2010– 2019 the average number of incidents reported was 239 incidents per year, with a low of 172 incidents in 2016 and a high of 311 incidents in 2012. The total number of Use of Force incidents in 2019 (265), is higher than the 10 year average of 239 incidents per year.



In 2019 our officers reported 265 Use of Force incidents. There were 59 incidents where more than one Use of Force option was used. This number decreased from 83 incidents in 2018. For example, an officer(s) may use more than one option to resolve an encounter, such as initially attempting empty hands soft and then deploying an aerosol weapon. Of note, there were an additional 105 CEW display mode reports. These reports do not factor into the statistics captured on the standardized Use of Force report submitted to the Ministry of the Solicitor General for statistical purposes.



Total Use of Force Options

	Firearm Discharge	Firearm Pointed	Handgun Drawn	Aerosol Weapon	Impact Hard	Impact Soft	Empty Hands Hard	Empty Hands Soft	K9 Bite / Misc	CEW	Total Incidents
2010	42	112	17	28	5	2	22	26	3	45	252
2011	43	110	13	21	6	1	19	31	4	22	234
2012	46	145	52	22	7	2	35	39	5	49	311
2013	62	99	22	13	7	4	32	21	0	41	238
2014	47	100	23	14	3	1	15	18	2	64	238
2015	30	145	59	9	4	0	13	12	0	47	208
2016	18	98	40	7	1	1	26	25	4	38	172
2017	24	125	19	3	3	0	22	44	1	58	238
2018	28	125	39	2	3	1	23	36	2	57	233
2019	28	128	29	2	4	1	16	23	1	61	265
Avg	37	119	31	12	4	1	22	27	2.2	48	239

****NOTE**** Adding the cells from any given year will not result in the sum calculated in the "Total Incidents" cell. This is due to the fact that some incidents involve multiple options therefore producing a number of a lower value when totalled.

2018 vs 2019 Options Used / Total Incidents

	2018	2019	Percentage increase or decrease
Firearm Discharge	28	28	0
Firearm Pointed	125	128	2
Handgun Drawn	39	29	-26
Aerosol Weapon	2	2	0
Impact Hard	3	4	33
Impact Soft	1	1	0
Empty Hand Hard	23	16	-30
Empty Hand Soft	36	23	-36
K9 Bite/Other	2	1	-50
Conducted Energy Weapon (both modes)	164	166	1
Total Options	423	398	-6



Firearm Discharged

The discharging of a service pistol, shotgun, or one of the tactical firearms is a very serious but not uncommon occurrence. Officers are taught as per the Ontario Use of Force Model and Police Services Act Regulation 926, Sections 9 and 10: “that they shall not draw a handgun, point a firearm or discharge a firearm unless he or she believes, on reasonable grounds, that to do so is necessary to protect against loss of life or serious bodily harm,” or “to call for assistance in a critical situation, if there is no reasonable alternative; or to destroy an animal that is potentially dangerous or is so badly injured that humanity dictates that its suffering be ended.”

There were 28 incidents in 2019 where Hamilton officers discharged a firearm. This is a 0% increase compared to the 28 incidents in 2018. The ten year average for discharge firearms is 37 incidents per year. The most common use of service firearms is to euthanize injured animals. In 2019, 27 firearm discharge incidents were for this purpose and there was one accidental discharge of a carbine. For tracking purposes each firearm was counted as a statistic. Pistols were used 2 times, shotguns were used 15 times and carbines were used 10 times for euthanizing injured animals in 2019.

Firearm Pointed

Again, officers are taught as per the Ontario Use of Force Model and Police Services Act Regulation 926, Section 9; “that they shall not draw a handgun, point a firearm or discharge a firearm unless he or she believes, on reasonable grounds, that to do so is necessary to protect against loss of life or serious bodily harm.” The types of incidents where a service pistol is removed from its holster (or rifle, shotgun, etc.) and pointed at a member of the public, range from officers making high risk arrests where weapons are believed to be involved, to the Emergency Response Unit (ERU) making dynamic entries; i.e.: barricaded individuals, warrant execution involving weapons, etc.

The ten year average for Firearm Pointed is 119 incidents per year. In 2019 there were 128 firearm pointed incidents. In 2018 there were 125 incidents showing a 2% increase.

Handgun Drawn

The drawing of a member’s handgun from its holster is different than the pointing of a firearm, in that as per Regulation 926 s. 14.5(1)(a) a Use of Force Report is only submitted when a handgun is drawn in the presence of a member of the public. Again, officers are taught they can only draw their handgun if “he or she believes, on reasonable grounds, that to do so is necessary to protect against loss of life or serious bodily harm.” The numbers reflected in this category are much lower than the pointing of a firearm. This can be attributed to the fact that an Officer will respond to a serious call that warrants the pistol being drawn, but at the time of deployment is not directly pointed at a member of the public; i.e.: pistols are drawn prior to a dynamic entry or building search and this is witnessed by members of the public; therefore, a Use of Force report is required to be submitted. There were 29 incidents in 2019 where an officer drew their handgun in front of a member of the public. This is below the ten year average of 31 incidents per year and a 26% decrease from 2018’s 39 incidents.



Aerosol Weapon (Oleo Capsicum – (O/C)

O/C is classified as an “intermediate weapon” and a subject/threat must exhibit at minimum, “actively resistant”¹ behaviour before its use can be considered. There were 2 O/C incidents in 2019 which is below the ten year average of 12 incidents per year and a 0% change from 2018’s 2 incidents.

The use of O/C significantly decreased with the introduction of the CEW in 2005. In 2004, O/C was deployed 68 times but its’ use plummeted to 39 incidents in 2005 when CEWs were introduced. It was anticipated that O/C use would continue to decline or plateau as CEW use became more widespread; and overall, O/C use has generally declined since 2005.

Empty Hands Hard

The use of empty hands “hard” refers to the striking of a generally assaultive person. This would include punches, kicks, elbow strikes, knee strikes and grounding techniques. As per Reg. 926 s.14(c) an officer is only required to submit a report for Empty Hands Hard if they “use physical force on another person that results in an injury requiring medical attention.” However, an officer is also required to submit a report if they use another force option that requires a report in conjunction with Empty Hands Hard even though medical attention was not required; i.e.: Empty Hands Hard in conjunction with O/C.

There were 16 reported incidents in 2019 of Empty Hands Hard. This is below the ten year average of 22 incidents per year and a decrease of 30% when compared to 2018’s 23 incidents.

Empty Hands Soft

The use of empty hands “soft” refers to the application of joint locks, some grounding techniques and/or pressure points to a person. Again, as per Reg. 926 s.14(c) an officer is only required to submit a report for Empty Hands Soft if they “use physical force on another person that results in an injury requiring medical attention.”; or if they use this option in conjunction with another option that requires mandatory reporting i.e.: Empty Hands Soft in conjunction with OC or CEW. In 2019 there were 23 reported incidents of Empty Hands Soft. This is below the ten year average of 27 incidents per year and a decrease of 36% compared to 2018’s 36 incidents.

Impact Weapon Soft

Impact weapons “soft” refers to using the ASP Baton as a point of leverage while depressing a pressure point on a subject. This option would generally be applied to suspects displaying passive resistant to active resistant behaviour and historically this option is very rarely utilized. There was 1 reported incident of Impact Weapon Soft in 2019, a 0% increase from 2018’s 1 incident and on par with the ten year average of 1 incident per year.

¹ The subject uses non-assaultive physical action to resist, or while resisting an officer’s lawful direction.



Impact Weapon Hard

Impact weapons “hard” refers to using the ASP Baton to strike an “assaultive” subject. The ASP Baton was used 4 times in 2019 to strike a subject displaying assaultive behaviour, which is equal with the ten year average of 4 incidents per year and a 33% increase from the 3 incidents in 2018.

Conducted Energy Weapon (CEW)

Conducted Energy Weapons, also known as TASERs, were authorized for limited police use in Ontario in late 2004. Their use was originally limited to Tactical Teams, Containment Teams and Front Line Patrol Supervisors and designates when acting in a supervisory capacity. The definition of Front Line Supervisor was expanded in 2007 to 2009 to include Crime Managers, Vice and Drug Officers, Gangs and Weapons Enforcement Officers, Break, Enter, Auto Theft and Robbery Unit (B.E.A.R.) Officers, Fugitive Apprehension Unit Officers, Mounted Patrol Unit and Addressing Crime Trends in Our Neighbourhoods (A.C.T.I.O.N) Supervisors.

In August 2013 the then Ministry of Community Safety and Correctional Services (now Solicitor General) announced that they would be moving forward to eliminate restrictions on which police officers would be authorized to carry a CEW. The Hamilton Police Service implemented a training plan in September 2013 in which all active officers would be trained in the use of a CEW. In November 2013 the Ministry announced that each Police Chief in partnership with their Police Service’s Board could designate which classes of officers within their organization would be authorized to carry a CEW effective August 11, 2014, and any Hamilton officer trained to carry a CEW would be authorized to do so. The Hamilton Police Service currently has over 700 qualified CEW officers.

In 2005 a Hamilton Police Service TASER Report was implemented to track CEW use and deployment mode(s) that were not being captured by the Ministry’s Use of Force report. Officers are only required to submit a Ministry Use of Force report with respect to CEW use when a cartridge is fired at a subject or when directly applied in the contact mode. However, the TASER report captures the following deployment modes: a) CEW used in the “cartridge deployed” mode where a cartridge is fired at a subject; b) CEW used in the “contact” mode where the CEW is applied directly to a subject otherwise referred to as “touch tase, drive stun or push stun” and c) Force Presence/Display mode; in any instance in which the CEW is removed/drawn from its holster in front of a member of the public; or where the CEW’s laser sight is applied to a subject; or when the CEW is “spark tested” in front of a subject in the effort to gain subject cooperation without having to actually apply the CEW. The use of the HPS TASER Report was discontinued in early 2006; but was re-designed and re-implemented in November, 2007. The report was further re-designed and is now Parts C and D of the H.P.S. Use of Force Report. The new Ministry Use of Force form implemented in January 2020 now captures all CEW information whether it was a probe deployment or display mode usage. This now makes parts C & D obsolete.

As per the Ontario Use of Force Model, the CEW is an “intermediate weapon” which police can consider to use when a subject exhibits “actively resistant” behaviour. However, in June 2009 the Hamilton Police Service changed its CEW policy to; a subject must exhibit at minimum “assaultive and/or serious bodily harm or death

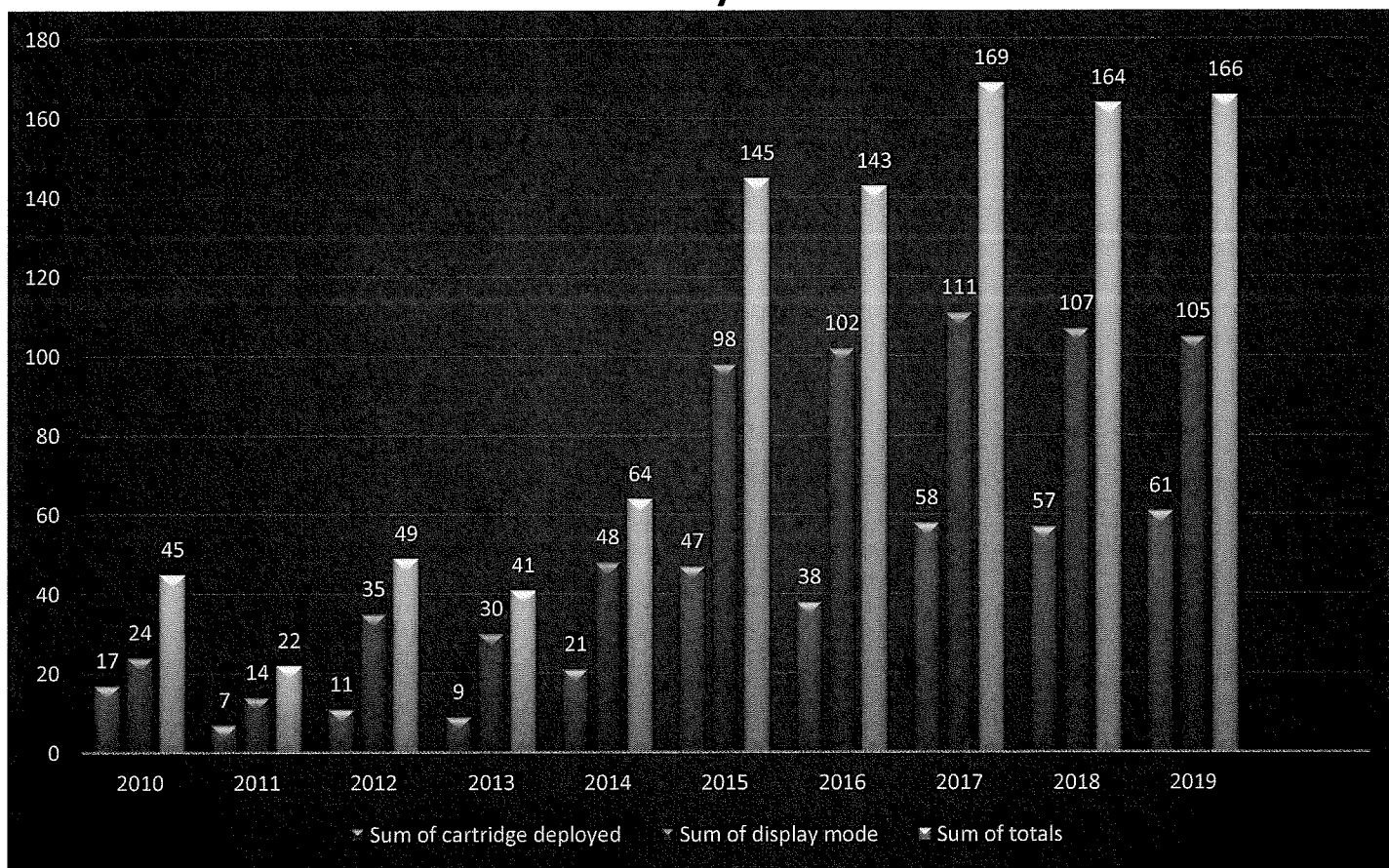


behaviours to themselves or another person” and/or imminent need to take control of a person before CEW use can be considered. This is a reflection of current national and provincial best practices.

CEW Use

The CEW was used 166 times in 2019; an increase of 1% from the 164 incidents in 2018. There were a total of 265 Use of Force incidents reported in 2019. In 61 incidents the CEW was used in deployment mode meaning probes were fired from the cartridge. In 105 incidents the CEW was used in display mode meaning it was a show of force / de-escalation tool and no probes were fired from the cartridge. As per the below chart, since 2010, the majority of CEW use is in the display mode.

CEW by Use



NOTE * 2015 represents the first year that Drive Stun has been discouraged in training as it cannot achieve neuromuscular incapacitation. As a result, the Drive Stun statistics from the previous years were not included as to give a proper comparison. When adding the totals (Deployment + Display) a lower number is explained by those missing Drive Stun incidents. A higher number is explained by multiple modes used in a single incident.



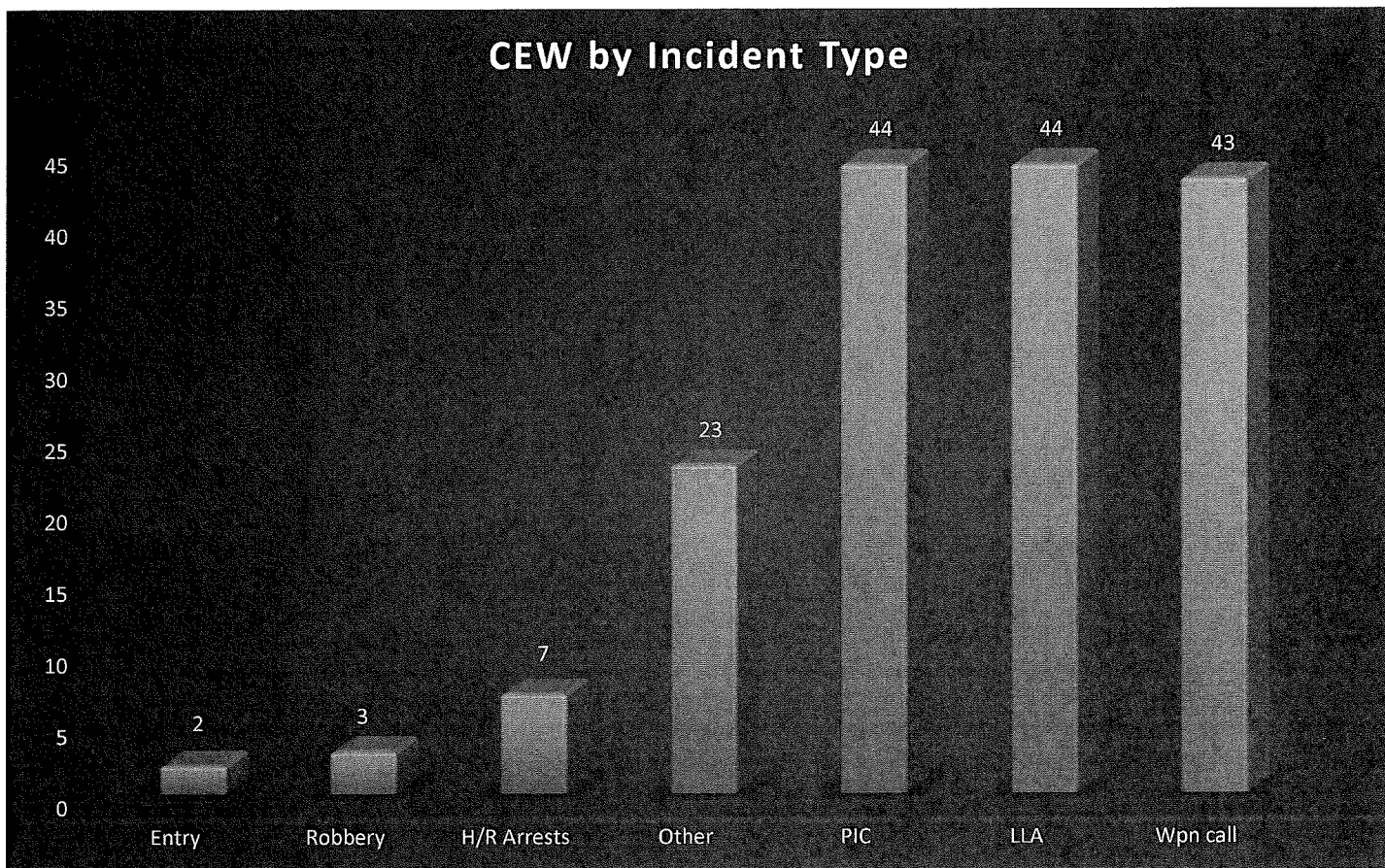
CEW by Incident Type

The CEW was deployed to apprehend/control persons in crisis (44 incidents) down 12% from 50 incidents in 2018. High Risk Arrests where an individual was armed or thought to be armed with a weapon (7 incidents) a 45% decrease from the 13 incidents in 2018. Disturbances usually involving Liquor License Act violations, Other Incidents which are general arrests involving assaultive suspects and Dynamic Entry.

In 58 of the 2019 CEW incidents the subjects were displaying or had immediate access to a weapon. 41 involved a knife of some type, 3 involved a firearm or replica and 14 involved an 'other' implement; namely,

- Hatchet
- Sword
- Hammer
- 2 x 4
- Boulder
- Baseball bat
- CEW
- Pool cue
- Vehicles



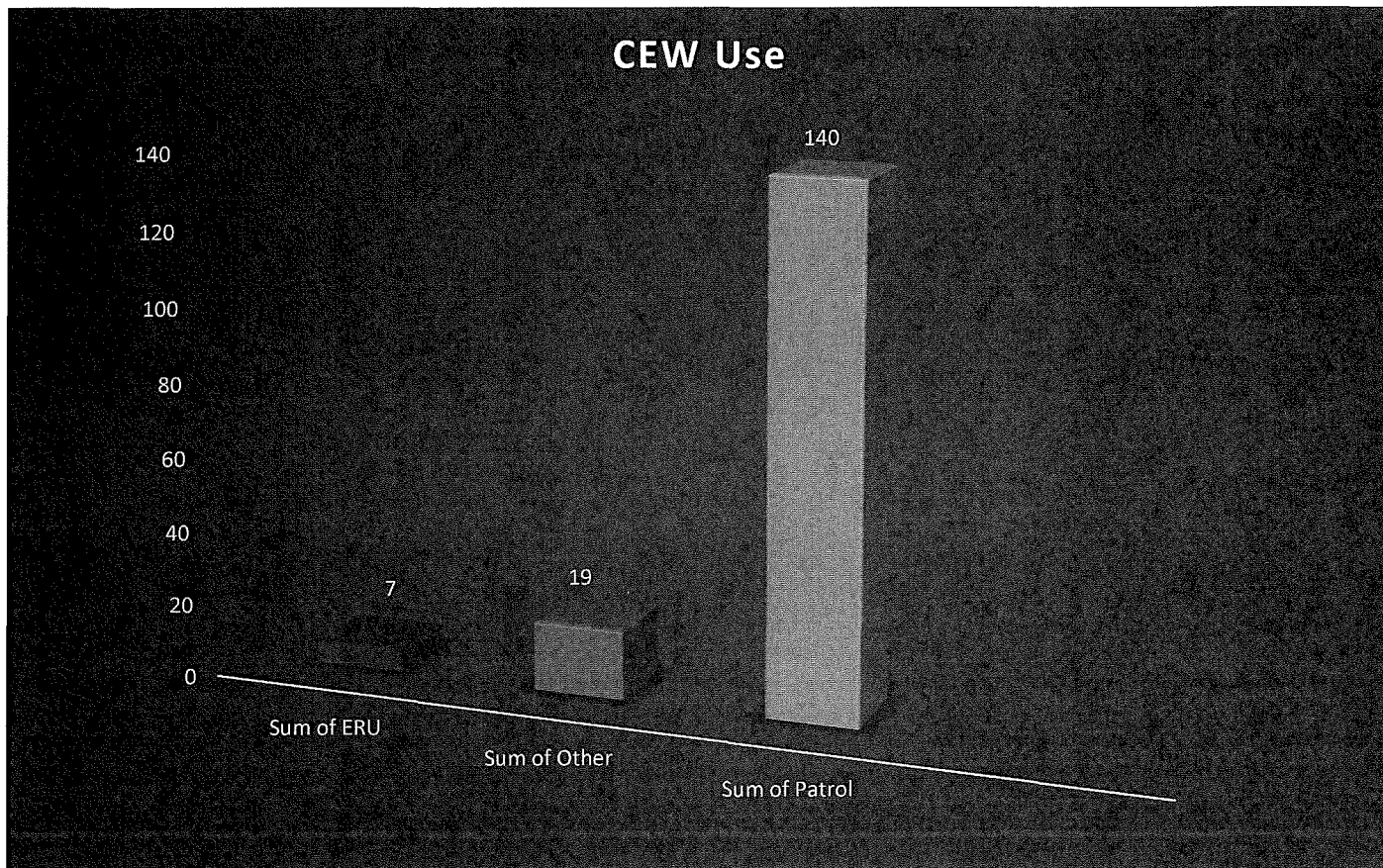


CEW Use by Service Branch

With respect to Use of Force by Branch, the Service is divided for statistical purposes into five groups or Branches; **1.** Uniform Patrol **2.** Emergency Response Unit (ERU) **3.** Other (Vice and Drugs, Intelligence, BEAR, HEAT, A.C.T.I.O.N., etc.) **4.** Courts/Custody **5.** Paid Duties. CEW use in 2019 by Branch is as follows; Emergency Response Unit - 7 incidents, Other - 19 incidents and all other incidents were identified as General Patrol - 140 incidents. In 3 incidents the CEW was used in both display and deployment modes.

CEW use remained consistent in 2019 when compared to 2018 and was predominantly deployed in the Force Presence/Display Mode. The increase of the CEW in the Force Presence/Display in recent years would suggest that the presence of a CEW at an incident appears to act as a general deterrent and de-escalation tool.

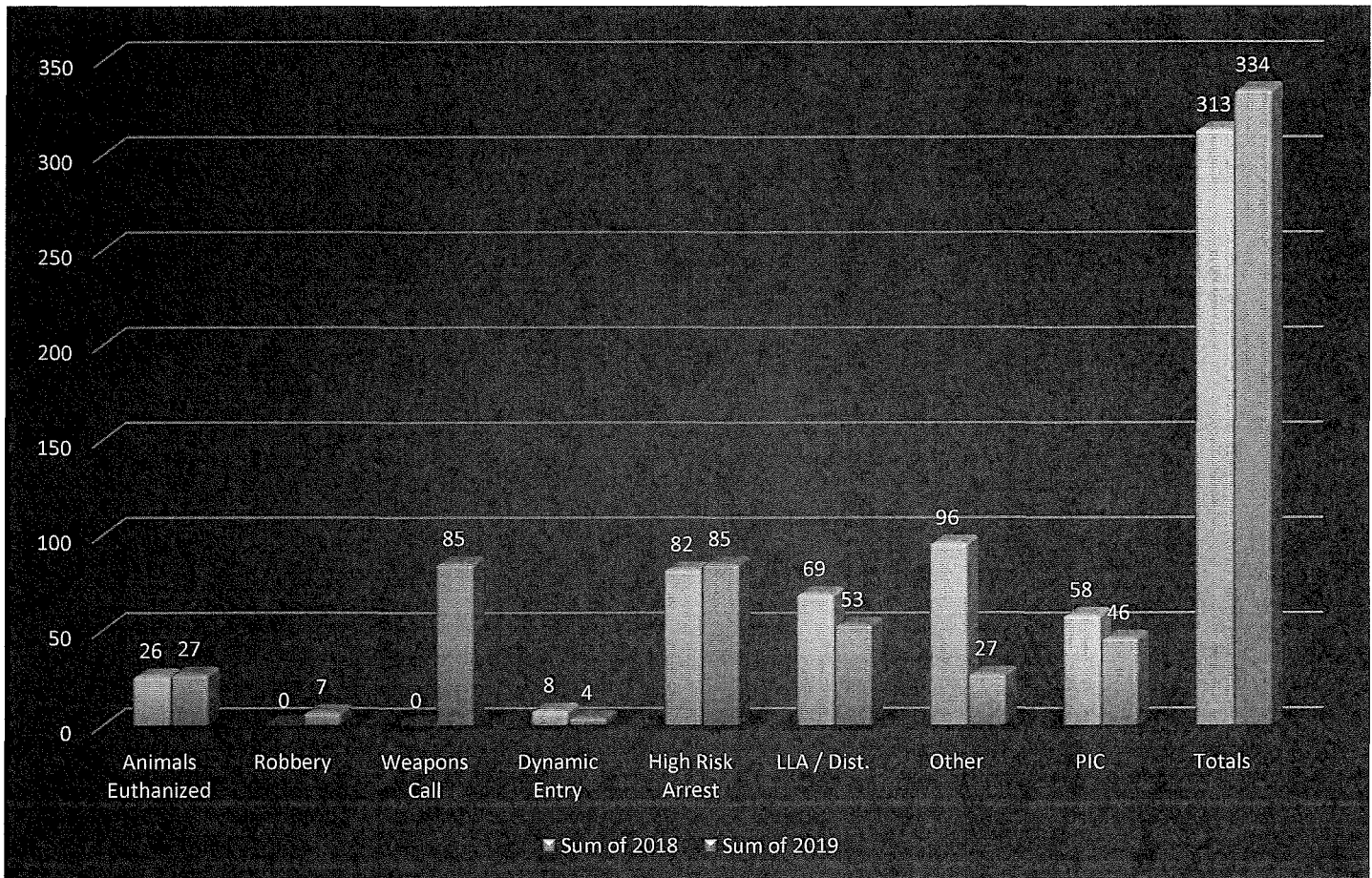




Use of Force by Incident Type

Use of Force incidents were grouped into the following categories: 1. High Risk Arrests where a subject was/believed to be armed with a weapon, 2. Persons In Crisis (PIC), 3. Liquor Licence Act/Disturbances, 4. Dynamic Entry Warrant Execution generally upon a premise, 5. Other; which includes subjects who were assaultive, as well as Court and Custody incidents and 6. Animals euthanized. Prior to CEW frontline deployment, the 5 year period from 2010-2014 showed police use of force rates at specific incident types remained fairly consistent.



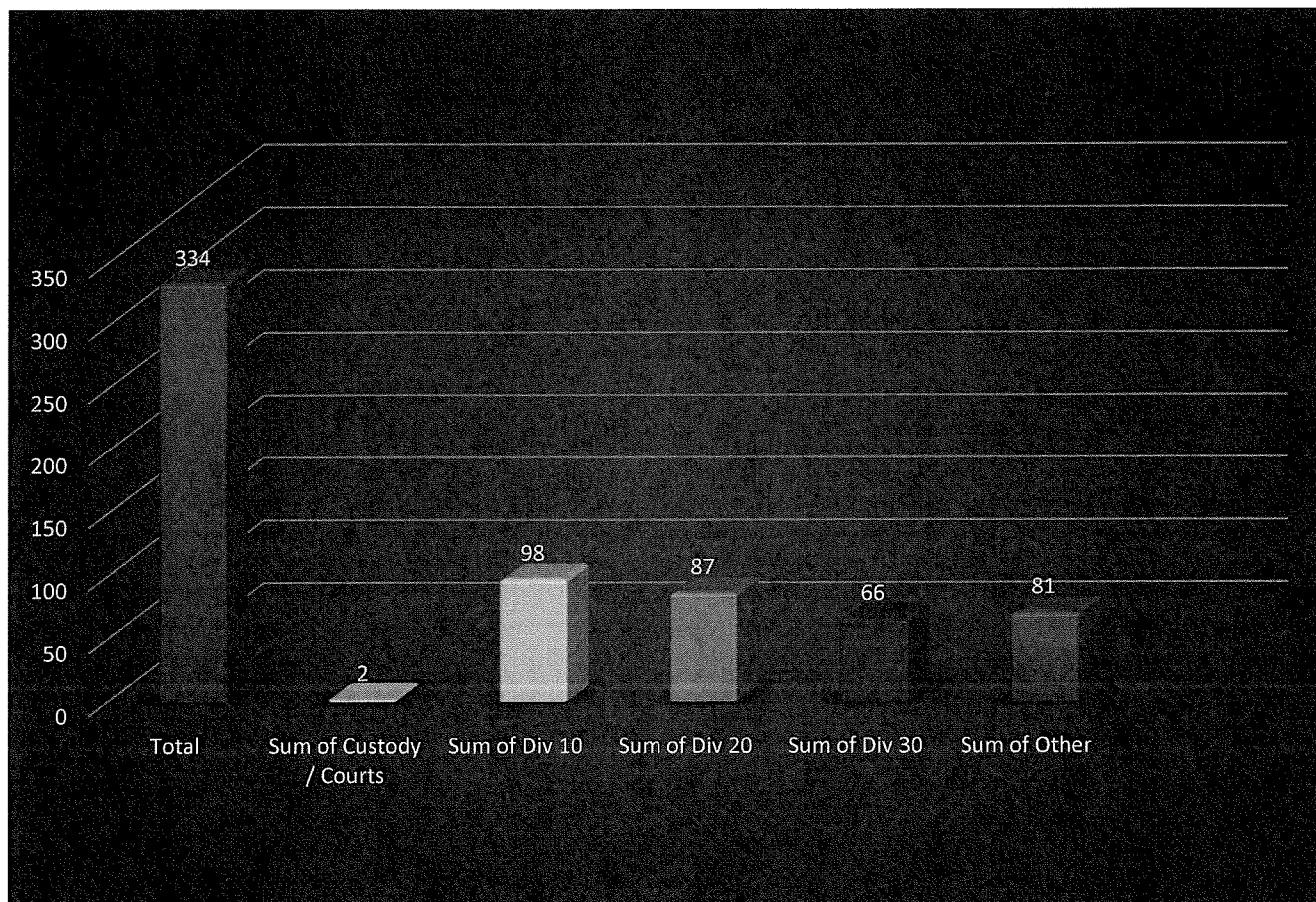


NOTE * this chart distinguishes between **incidents** and **Use of Force incidents**. 334 represents the total number of incidents reported by Hamilton Police. 265 represents the total from that 334 that are Ministry identified Use of Force incidents. Therefore, 105 incidents were CEW display mode, of which 35 of those transitioned to a Use of Force incident which would require a Use of Force report. This means of the 105 CEW incidents, 70 were strictly Display mode only and are not required to be reported to the Ministry and therefore are not included in the 265 reported Use of Force reports.

Use of Force by Branch

As previously mentioned the Service is divided for statistical purposes into five groups or Branches; **1.** Uniform Patrol, **2.** Emergency Response Unit (ERU), **3.** Other (Vice and Drugs, Intelligence, BEAR, HEAT, etc.), **4.** Courts/Custody, **5.** Paid Duties. Although there were 265 reported Use of Force incidents in 2019, in some incidents more than one Branch responded and used force; i.e.: Patrol plus B.E.A.R., Patrol plus E.R.U., etc. Note, CEW reported data as well as Use of Force reported data has been included in the following chart. Uniform Patrol Officers accounted for 251 (75%) of reported incidents. ERU / specialized "Other" Units accounted for 83 (25%). ERU incidents are primarily dynamic entries, including 2 incidents reported by Custody/Courts and no incidents reported by Paid Duty.





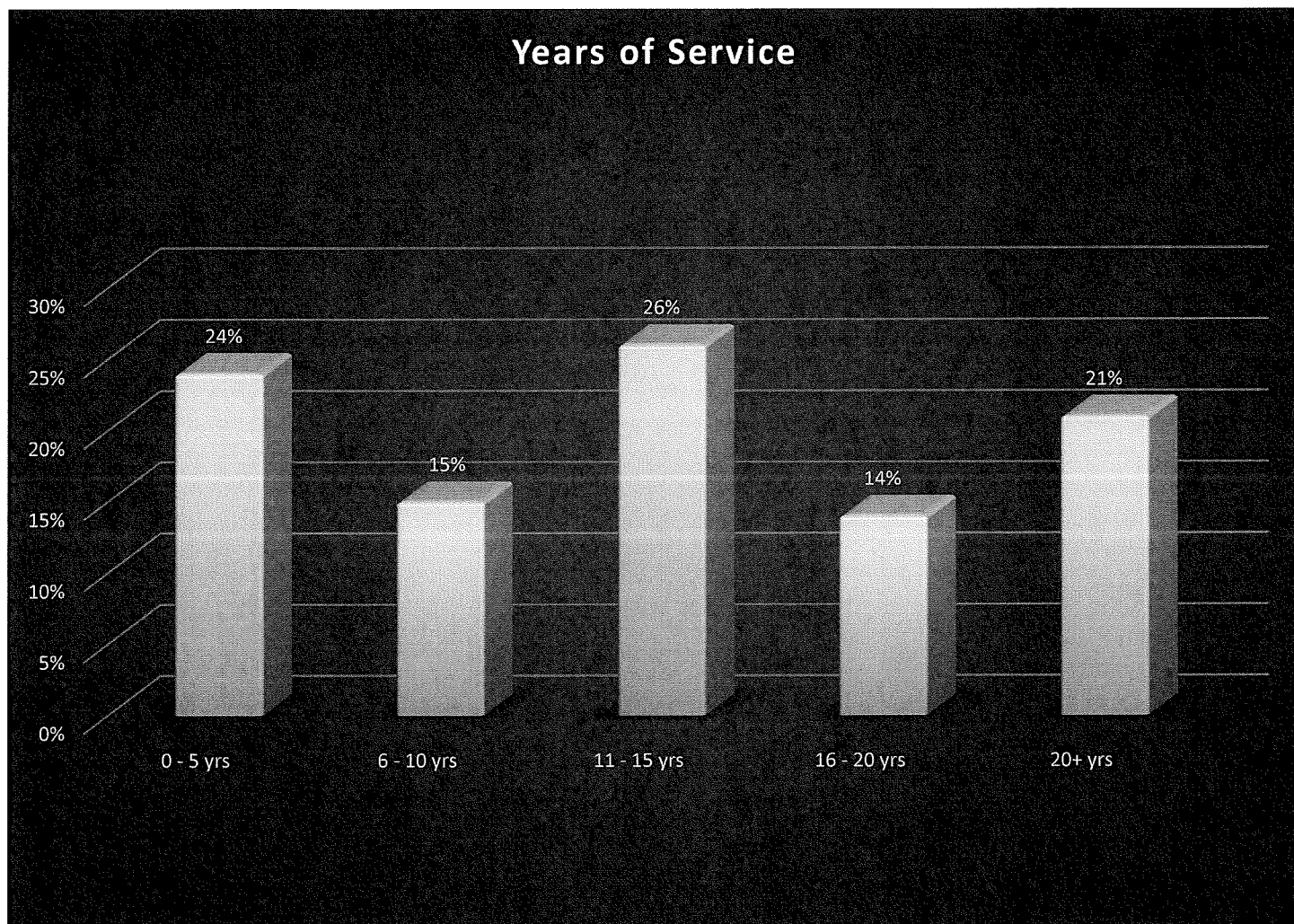
Use of Force by Years of Service

The Use of Force report has a Length of Service section to be completed by the submitting officer. In certain circumstances this section is not completed. The most common reason for this area not being completed is when the Emergency Response Unit files a "team" report and the Years of Service area is not completed and/or a CEW is used in the display mode only. Currently as per HPS Policy and Procedure 1.02, only parts C and D of the Use of Force Report must be completed if the CEW is used in the display mode only and these sections don't have a Years of Service area.



A risk reduction strategy has been developed in relation to the Use of Force Reporting Policy (1.02) revised in 2012. If a Use of Force report is required as a result of the actions of several officers in a common incident, each officer shall submit their own Use of Force report. The ERU shall be the only unit permitted to submit a 'team' report.

For statistical purposes officers were grouped into the following Years of Service categories: 0-5 years, 6-10 years, 11-15 years, 16-20 years, >20 years.



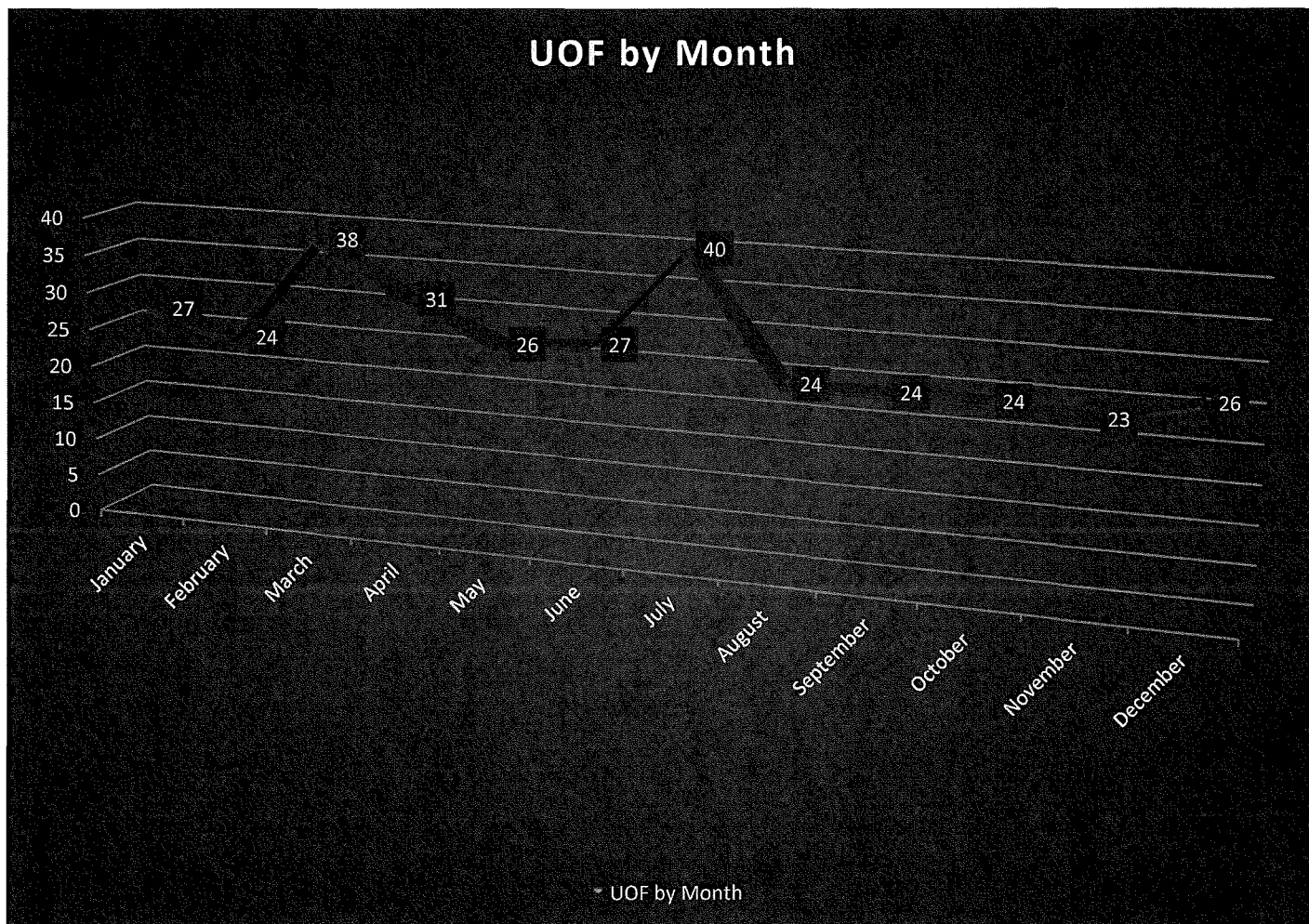
As per the Incidents by Branch and Incidents by Years of Service charts, Uniform Patrol is involved in the majority of 2018's Use of Force Incidents as would be expected. The 0-10 Years of Service group accounts for approximately 39% of the officers who completed the years of service section. This is easily explained as approximately 37%* of officers assigned to Uniform Patrol have less than 10 years of service so their involvement in Use of Force incidents is proportional to their numbers.

*Uniform Patrol and Years of Service data supplied by Human Resources.

Use of Force by Incidents per Month



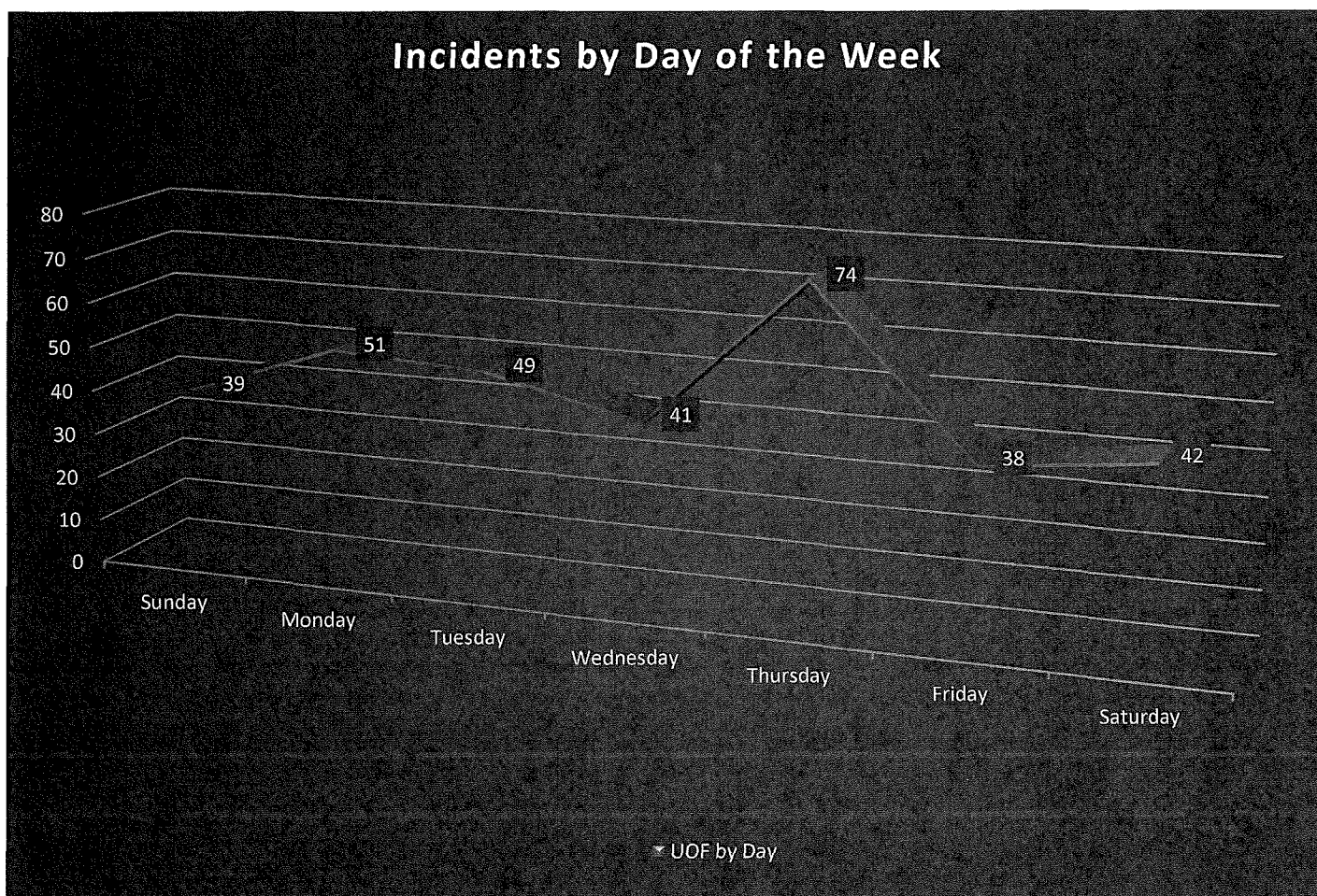
There were 334 reported incidents in 2019 for an average 27.8 incidents per month; with a high of 40 incidents in July and a low of 23 in November. The number of Use of Force incidents appears to rise slightly during the first part of the year, with a steady decline before reaching its highest point in July followed by a plateauing for the remainder of the year including the lowest point in November.



Use of Force Incidents per Day of the Week

This is the eleventh year that Use of Force incidents have been tracked by number of incidents per day of the week. In 2019, the day with the highest number of Use of Force incidents was Thursday with 74 incidents and the lowest was Friday with 38 incidents. When 2019 data is compared to the recent average (2008-2018) it is clear that the incident rate goes slightly down on Mondays, begins to rise and peaks during the mid-week, and then lowers once again over the weekend. There is no obvious explanation for this pattern.





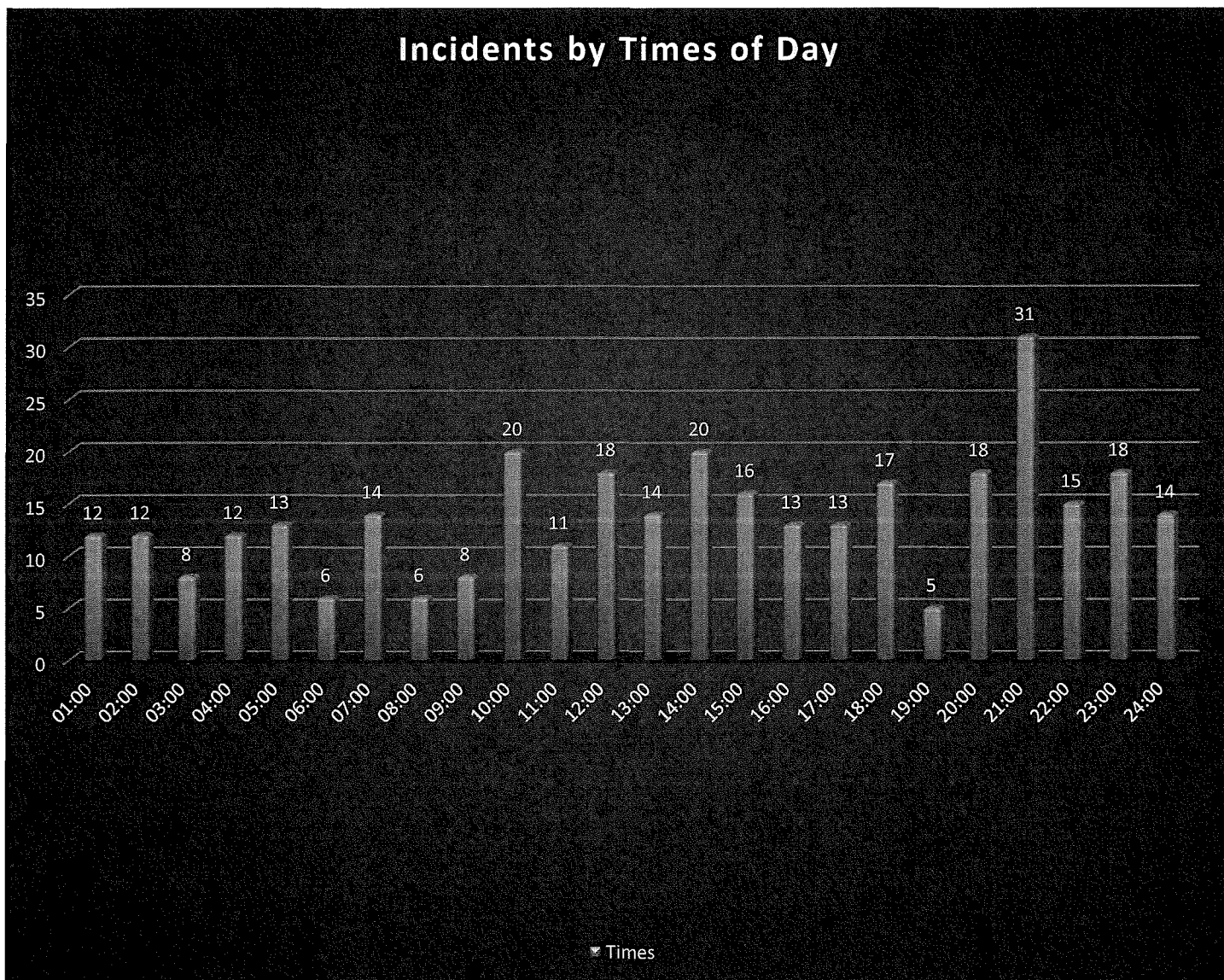
Use of Force Incidents by Time of Day

This is the eleventh year that Use of Force incidents have been tracked by the time in which they occur. Historically the time was separated into 6 time periods: 0801–1200, 1201-1600, 1601-2000, 2001-2400, 0001-0400 and 0401-0800. In 2015 each hour was tracked.

A review of the 10 year average data (2010 -2019) indicates that the bulk of Use of Force incidents occur in the twelve hour period between 1600 to 0400 hours. The least number of incidents occur in the eight hour period between 0401 to 1200 hrs. The number of incidents begins to rise steadily beginning at noon hour and peaks



between 2001 and 0400 hrs. The below data from 2019 indicates the majority of incidents occurred between the hours of 1500 to 0100hrs. There was a steady decline between 0300 and 0800 hours. The hours between 0800 hours and 1500 hours remain relatively consistent.



Suspects/Police Officers Injured/Require Medical Attention

In 2019, there were 72 incidents in which a subject, a Police Officer, or both, were reportedly injured. 72 subjects injured required medical treatment of a varying nature. In the majority of incidents, the injuries to subjects were reportedly minor in nature.

The reasons/causes for either a subject or officers receiving an injury or requiring medical attention are as follows: Grounding (22), Mental Health Assessment (51), Self-Inflicted/Occurred prior to Police Arrival (8), CEW Probe Removal (35) and Other (1). The suspect can receive medical attention for several reasons; i.e.: MHA assessment, plus probe removal (20 incidents in 2019).



With respect to injuries by incident type, the majority of subjects were injured/required medical attention as the result of a Person in Crisis incident/call for service. In 51 of the PIC incidents the subject was taken to the hospital for a mandatory mental health assessment. These apprehensions account for 15% of all Use of Force encounters.

Use of Force Incidents and Suspect’s Weapons

In 2019, there were 99 incidents reported where the suspect was actually carrying or had access to a weapon close-by. An edged weapon of some type was the most frequently reported involving 52 knife incidents. There were 30 incidents where a firearm/replica/toy gun was used (an 88% increase from 2018) and in 3 incidents a sword was identified as the weapon, along with other edged weapons. A hatchet, hammer and 2x4 timber were also identified weapons.

In 2018, there were a total of 106 incidents involving weapons. Knives were the dominant weapon (60) carried by subjects followed by firearm/replica/toy gun (16).



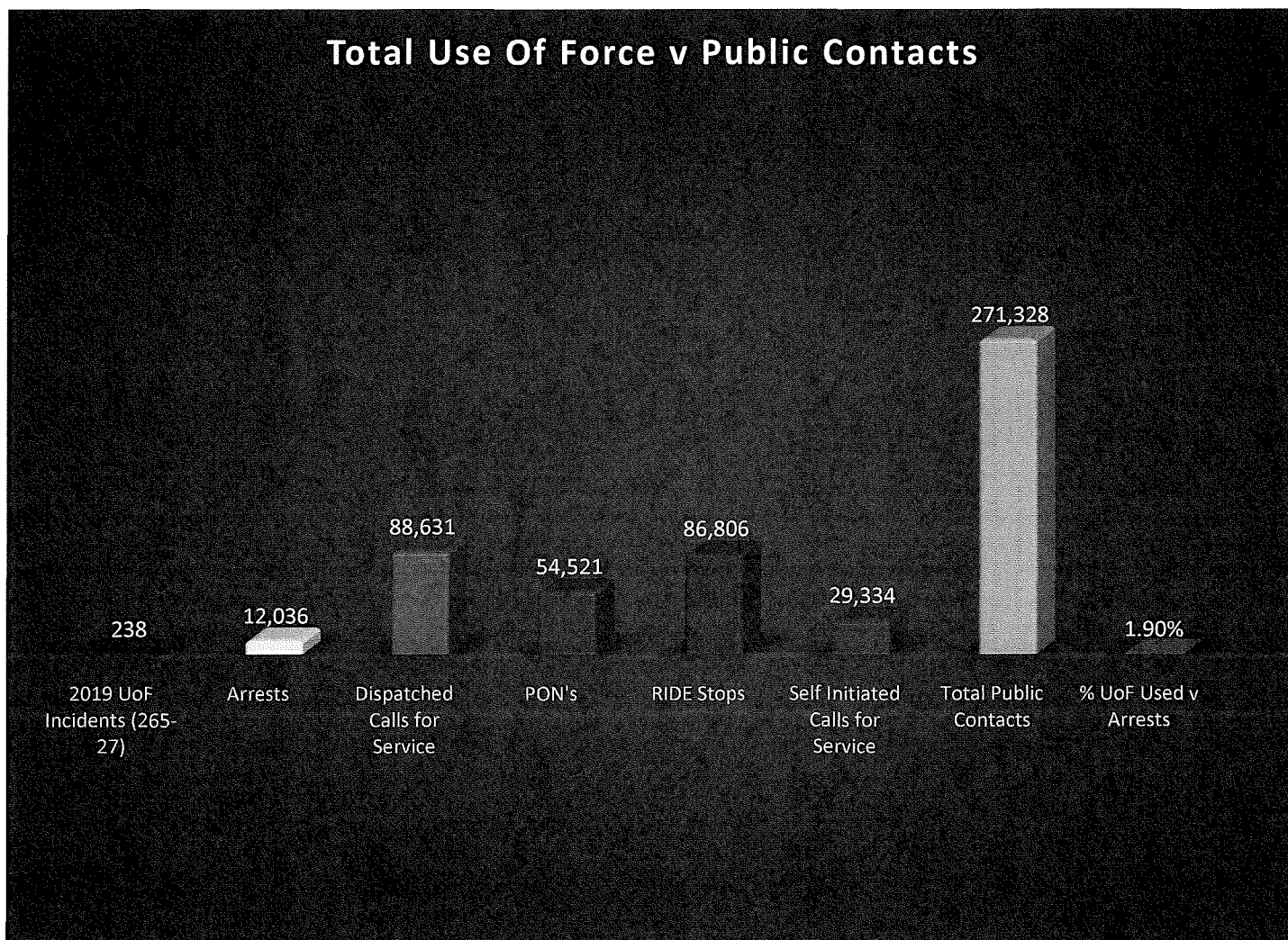
Use of Force in Relation to Public Contacts

In 2019, members of the Hamilton Police Service were involved in 265 incidents where a Use of Force report was submitted. Included in that number are 27 animal euthanizations. This ultimately means that there were 238 incidents where a Use of Force report was submitted. Compared to the total number of contacts* the police had with the public, only 0.08% of contacts resulted in a Use of Force incident.

In comparison, Use of Force incidents vs. public contacts rose slightly in 2019 (**0.087%**) compared to 2018 (**0.07%**) and 2017 (**0.059%**).

*Public Contact data supplied by the Crime Information Analysis Unit and the Traffic Unit.





Conclusions / Trends

During the 10 year period from 2010-2019, the average number of reported Use of Force incidents is 239 per year. A low of 172 incidents were reported in 2016 and a high of 311 incidents in 2012. 2019 showed an increase in Use of Force Reports over the previous year above the 10 year average.

The number of times an Officer discharged a firearm in 2019 was 28 incidents, equal with 28 incidents in 2018. The average since 2010 is 37 discharges per year. The 2019 statistics are greatly attributed to the number of times in which Officers are being called upon to euthanize injured animals. Hamilton officers euthanized 27 animals in 2019.



There was a significant decrease in the use of Empty Hands-Hard 16 (-30%) and a decrease in Empty Hands-Soft 23 (-36%) in 2019 compared to 2018. The use of these options in 2019 is lower than the 10 year average of 22 for Empty Hands-Hard and for Empty Hands-Soft which has a 10 year average of 27.

The use of Aerosol Weapons reached a plateau in the last several years with an average of 12 incidents per year since 2010. 2019 had only 2 incidents, well below the average of 12 per year.

The introduction of the CEW in late 2004, early 2005 had an immediate impact on how Police Officers use force. In 2014/2015 the Hamilton Police Service began a gradual roll out of CEWs to frontline personnel. In 2014 there were 64 CEW incidents which rose to 145 incidents in 2015 and remained consistent at 143 incidents in 2016 and increased to 169 incidents in 2017 with a slight drop to 164 in 2018. Those incidents that are statistically captured in the Ministry Use of Force report (CEW Deployed) totaled 21 in 2014, 47 in 2015, 38 in 2016, 58 in 2017, 57 in 2018 with a slight increase to 61 in 2019. The ten year average is 48 incidents per year. It was anticipated that CEW use would increase with full frontline deployment; however, the CEW is utilized most often in the display mode.

Uniform Patrol is the Branch of the Service most likely to encounter incidents requiring an application of Force and therefore submits the most Use of Force reports.

This is the 11th year that Use of Force incidents have been tracked by number of incidents per month. There does not appear to be a significant relationship between number of Use of Force incidents and the month of the year other than they appear to rise in March, June and July for an unknown reason and fall in August for an unknown reason and remain relatively consistent for the remaining months. Data from future years could solidify/confirm any trends.

This is the 11th year that Use of Force incidents have been tracked by number of incidents per day of the week. Comparative data shows it is clear that the incident rate goes down on Fridays for an unknown reason. 2019 statistics illustrate a spike on Thursdays with other weekdays remaining consistent. There is no obvious explanation for this pattern. Again, data from future years could solidify/confirm any trends.

This is the 11th year that Use of Force incidents have been tracked by the time in which they occurred. A review of historical data indicates that the bulk of Use of Force incidents occur in the twelve hour period between 1600 to 0400 hours. The least number of incidents occur in the eight hour period between 0400 to 12 noon. The number of incidents begins to rise steadily beginning at noon hour and peaks between 2001 and 0500 hours.

This is the 9th year where a Suspects' Weapon(s) has been tracked. It is clear that an edged weapon of some type is the weapon of choice. In 2019, 52 incidents involved a knife or some type of edged weapon, 30 incidents involved a gun or replica (which is an 88% increase from 2018) and 17 incidents involved an 'other' item. Weapon Use Against Officers in Hamilton has risen since 2014 and increased from 93 incidents in 2016, 94 in 2017 and 102 in 2018. There was a slight decrease in 2019 to 99 incidents, although the increase in the use of firearms is of note.

This is the 9th year in which Officer and Subject injuries have been tracked. The injury rate for both Officers and Subjects is relatively low (72 Subjects). The majority of the injuries that were reported in 2019 were minor in nature. The most common causes for injuries to officers and subjects are the use of grounding techniques



and/or a general struggle between the officer and subject while trying to affect an arrest, followed by CEW probe removal. Use of Force should continue to train officers in proper grounding and self-defence techniques.

The Use of Force incident rate for 2019 is extremely low when put into the context of total public contacts (271,328) compared to Use of Force incidents (238 incidents; 265 incidents minus 27 animal euthanizations). 2019 Use of Force reporting incident rate of .087% slightly increasing from 0.07% in 2018.

Persons in Crisis or "PIC" incidents account for approximately one sixth of all Use of Force encounters by Hamilton Police in 2019.





2019 Statistical Report

Use Of Force



Training Branch
Sgt. Andrew Poustie
Sgt. Gino Ciarmoli



Hamilton Use Of Force (UOF) report

Two Parts:

FORM 1- Part A and B

- Ministry Form, tracked by Ministry
 - All UOF material related to this report

HAMILTON CEW REPORT- Part C and D

- Hamilton specific form, tracked by HPS
 - Info not tracked by Ministry

On January 1st, 2020, the Solicitor General's Office introduced a new UoF Ministry report which will now collect race related data.

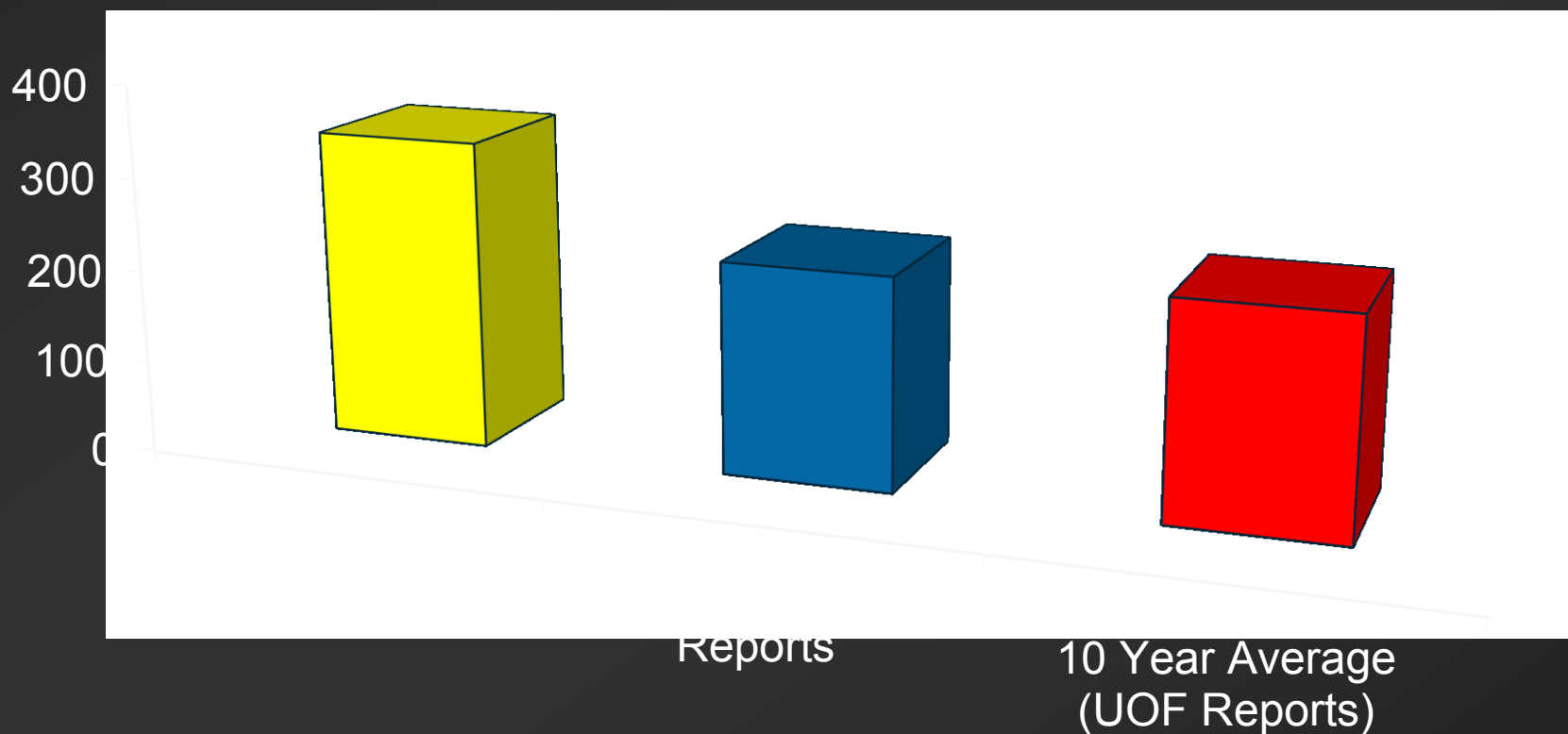


Terms Defined

- CEW – Conducted Energy Weapon
- PIC – Person in Crisis
- LLA – Liquor Licence Act



Total Use of Force Reports





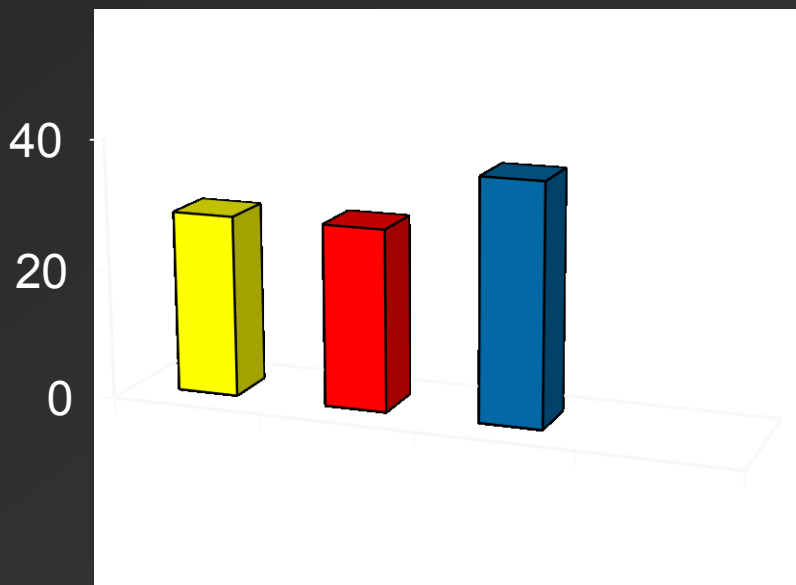
- 334 Total reports includes UOF & CEW displays.
- 69 of the 334 were CEW display only (not reportable to Ministry).
- $334 - 69 = 265$ or Total number of UOF reports.



- 27 of the 265 UOF incidents were euthanizing animals.
- 238 is a more accurate number of UOF incidents involving the public as 27 of the reported 265 UOF reports involved animals being euthanized.

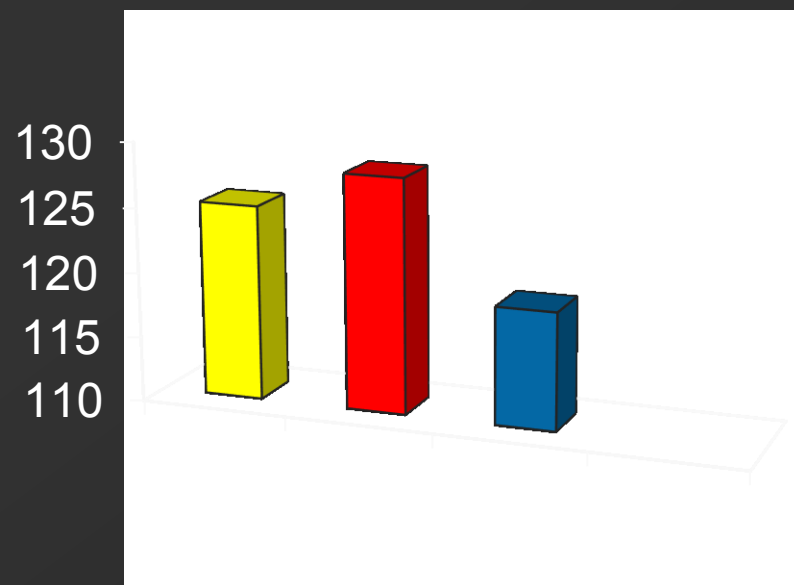


Firearm Discharge



Avg.

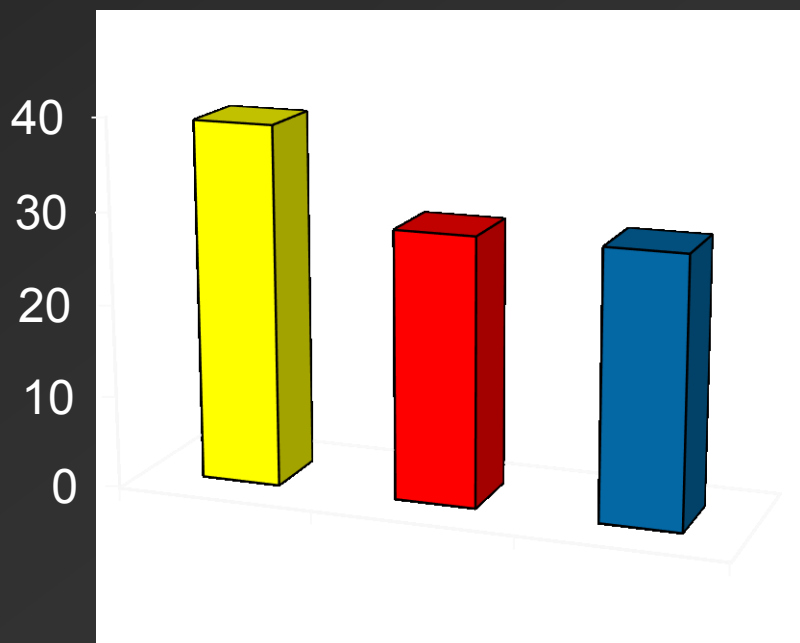
Firearm Pointed



Avg.

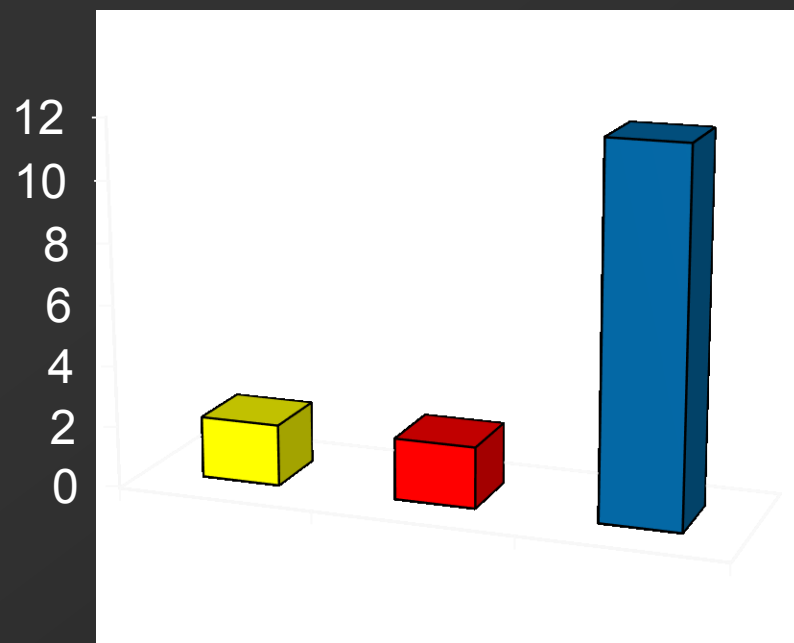


Handgun Drawn



Avg.

Aerosol Weapon



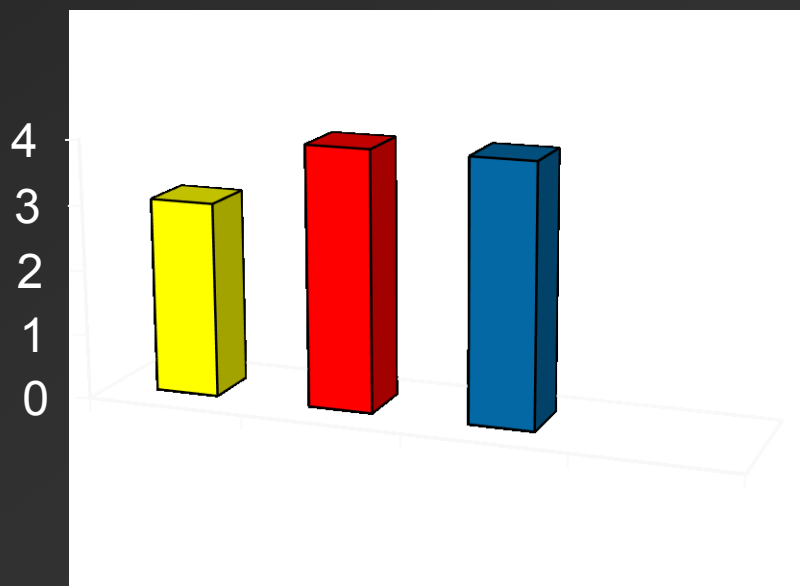
Avg.



PROTECT IN PARTNERSHIP WITH OUR COMMUNITIES

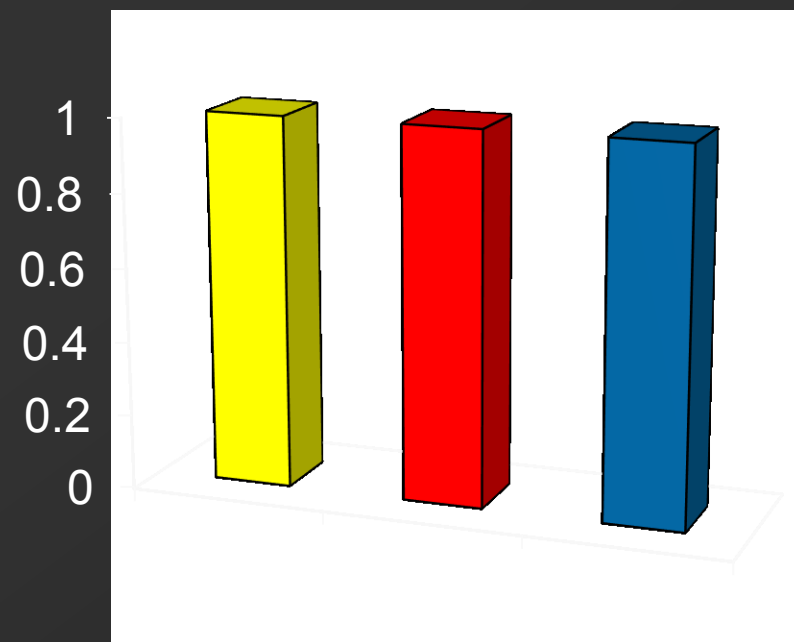
www.hamiltonpolice.on.ca

Impact Hard



Avg.

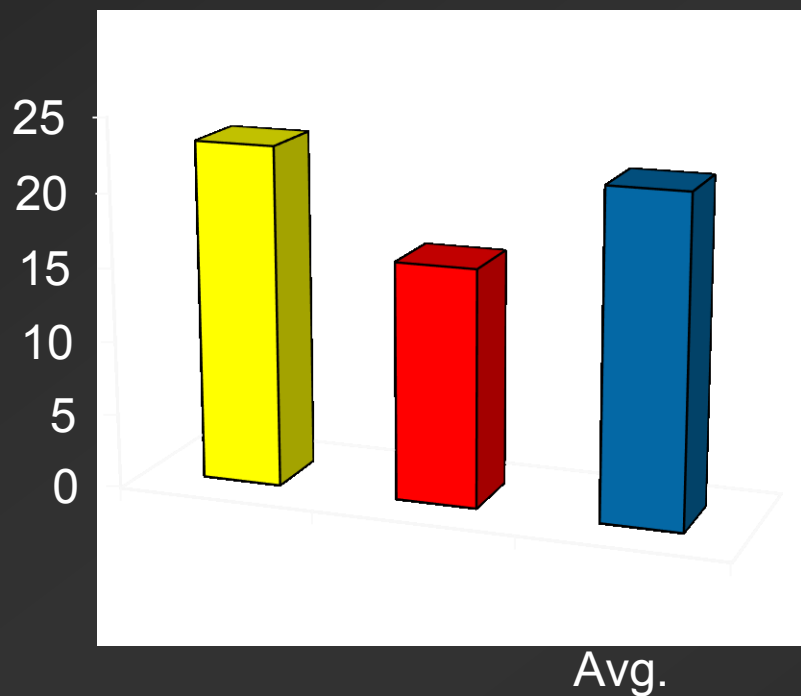
Impact Soft



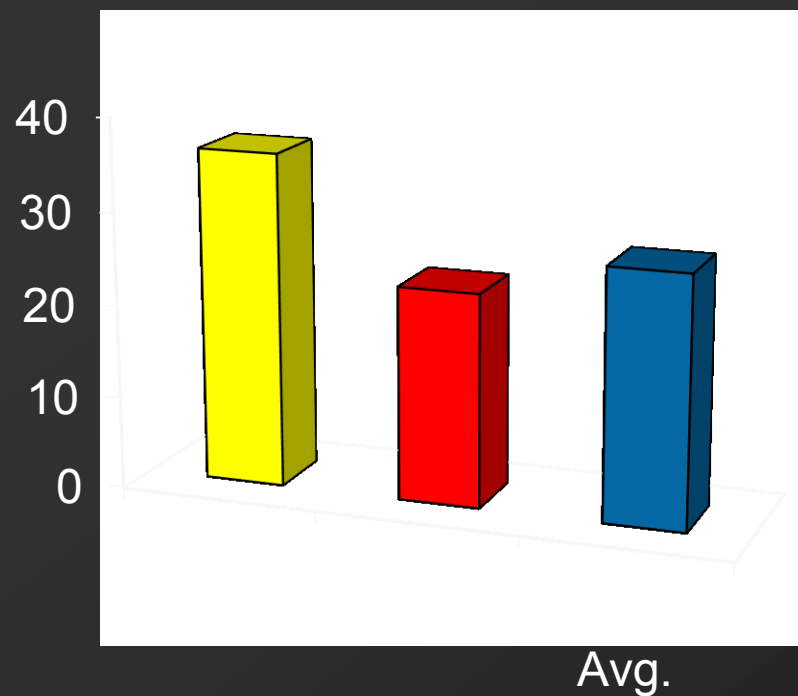
Avg.



Empty Hand Hard

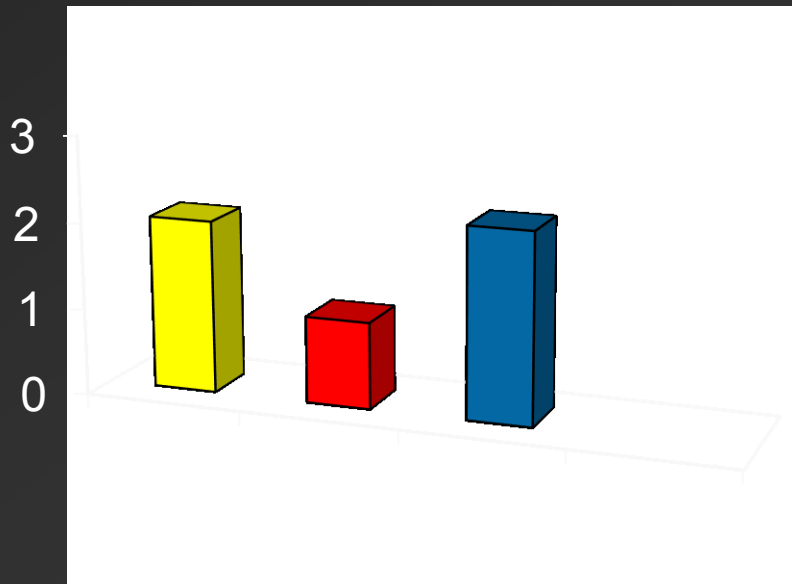


Empty Hand Soft



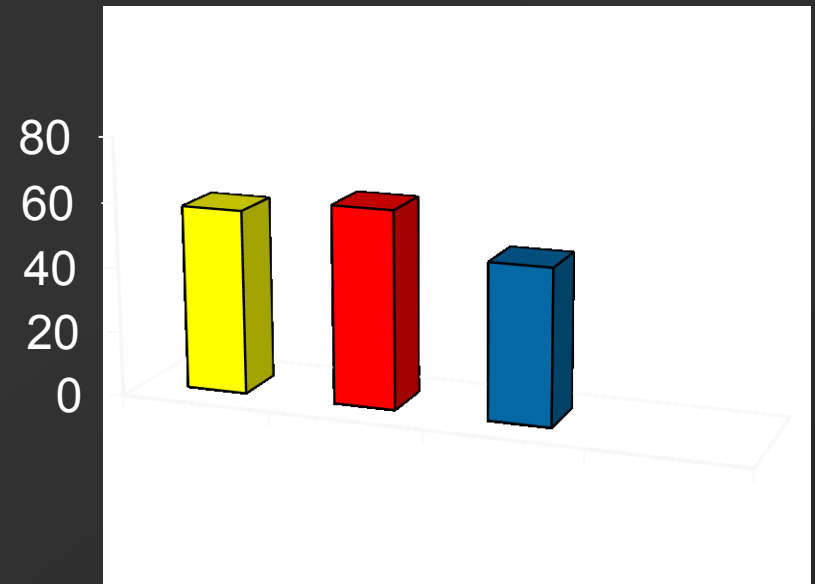


K9 Bite/Misc



Avg.

CEW (Deployments)



Avg.



CEW use by mode

Deployment Mode

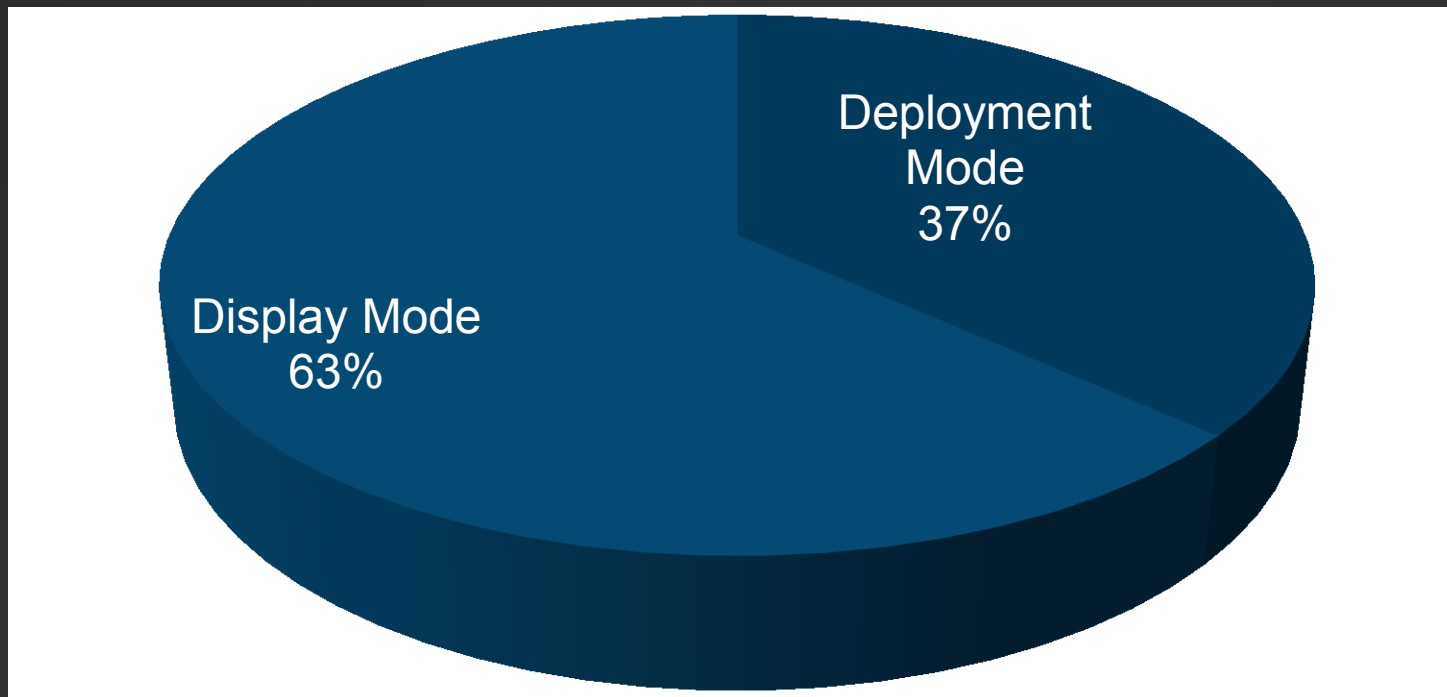
- Probes are discharged from CEW.
- CEW is used in contact with subject.

Display Mode

- CEW is shown to subject and can include pointing laser or using the ARC display.

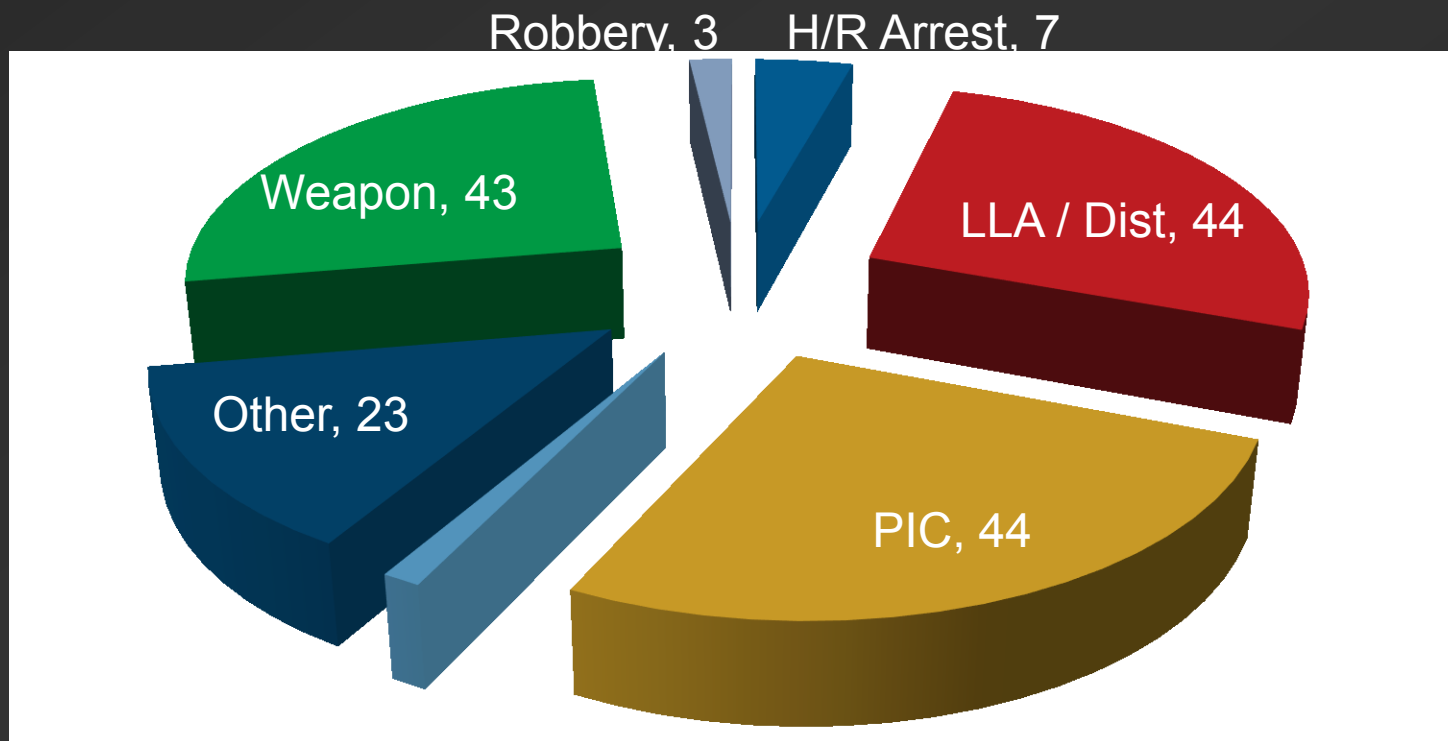


CEW Use





CEW Used by Incident Type

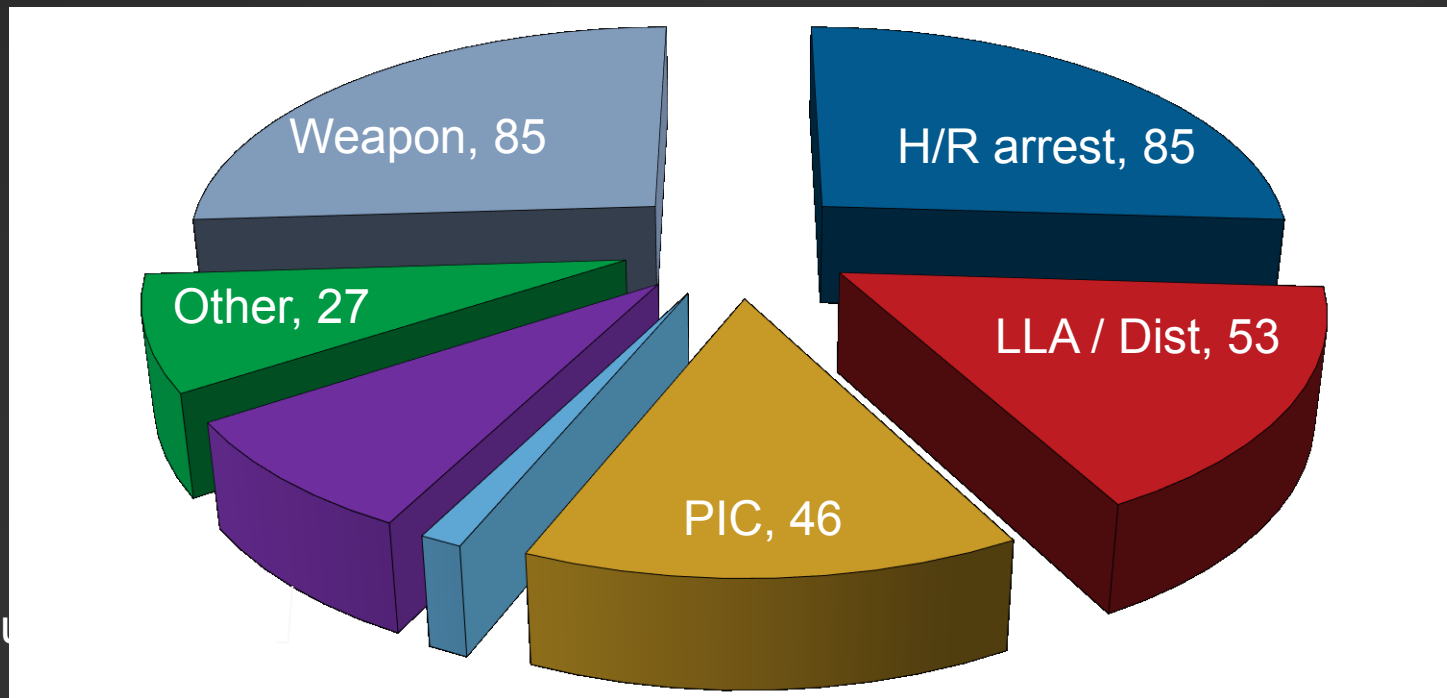




- Nearly all of the CEW use is with frontline Officers.
- This stands to reason as the majority of CEWs are carried by frontline Officers and they are the immediate response to PICs.



UOF Incident Type

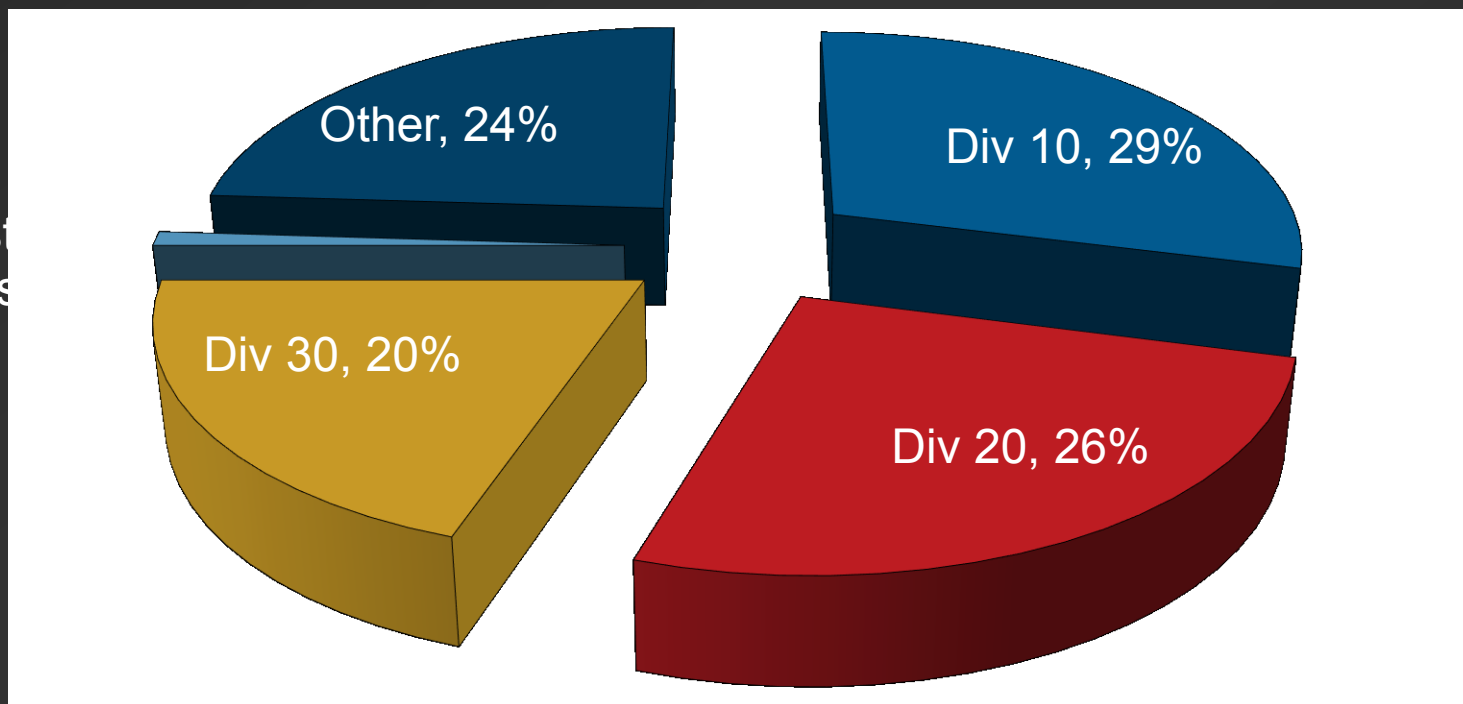


Et

Dynamic Entry,
4

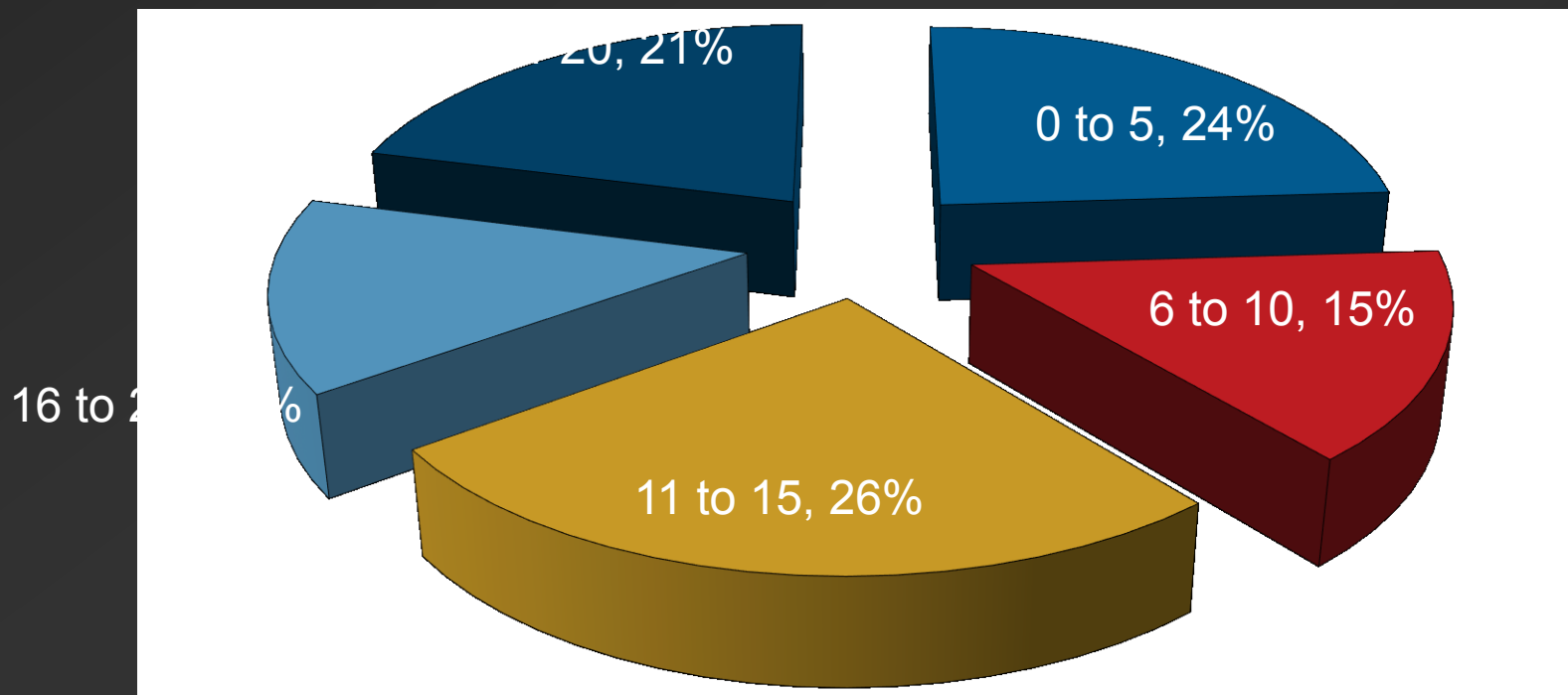


UOF By Branch





Officer Years of Service

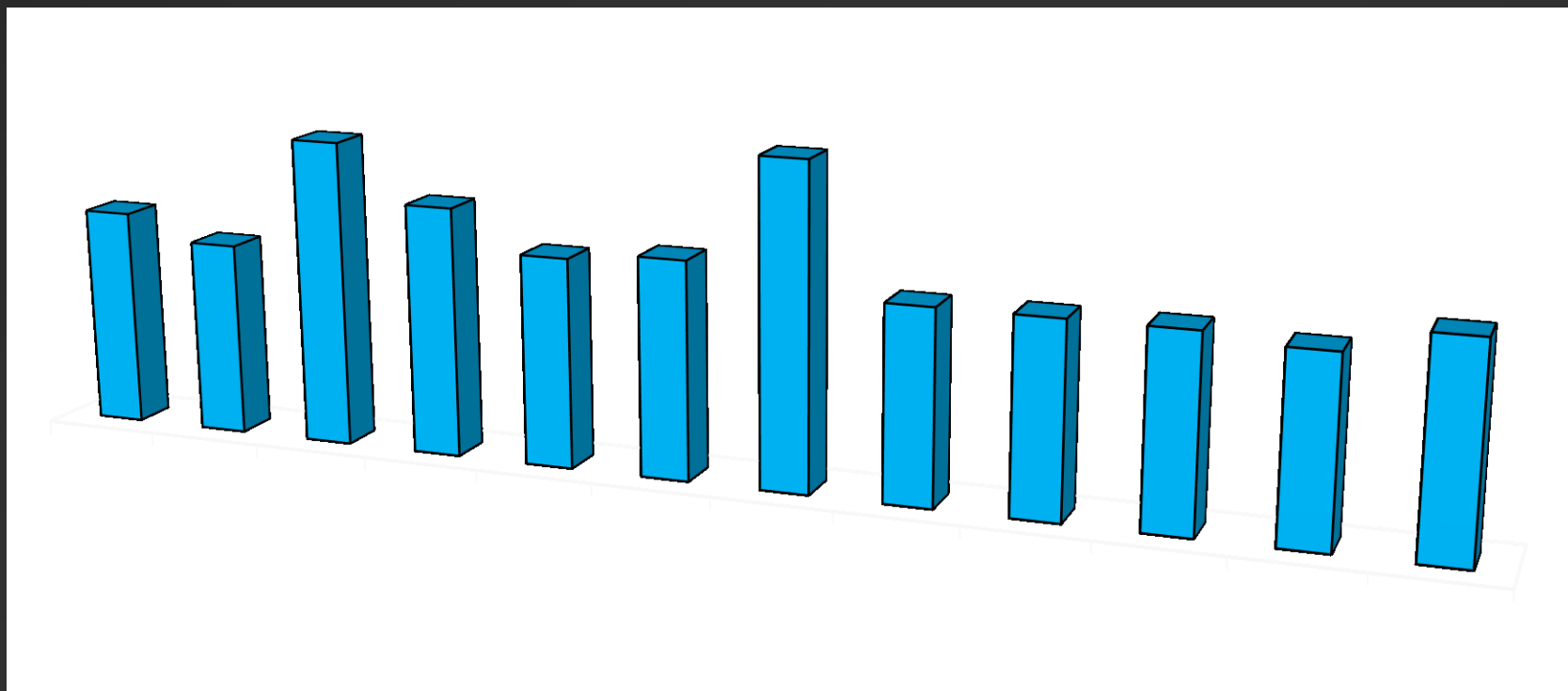




PROTECT IN PARTNERSHIP WITH OUR COMMUNITIES

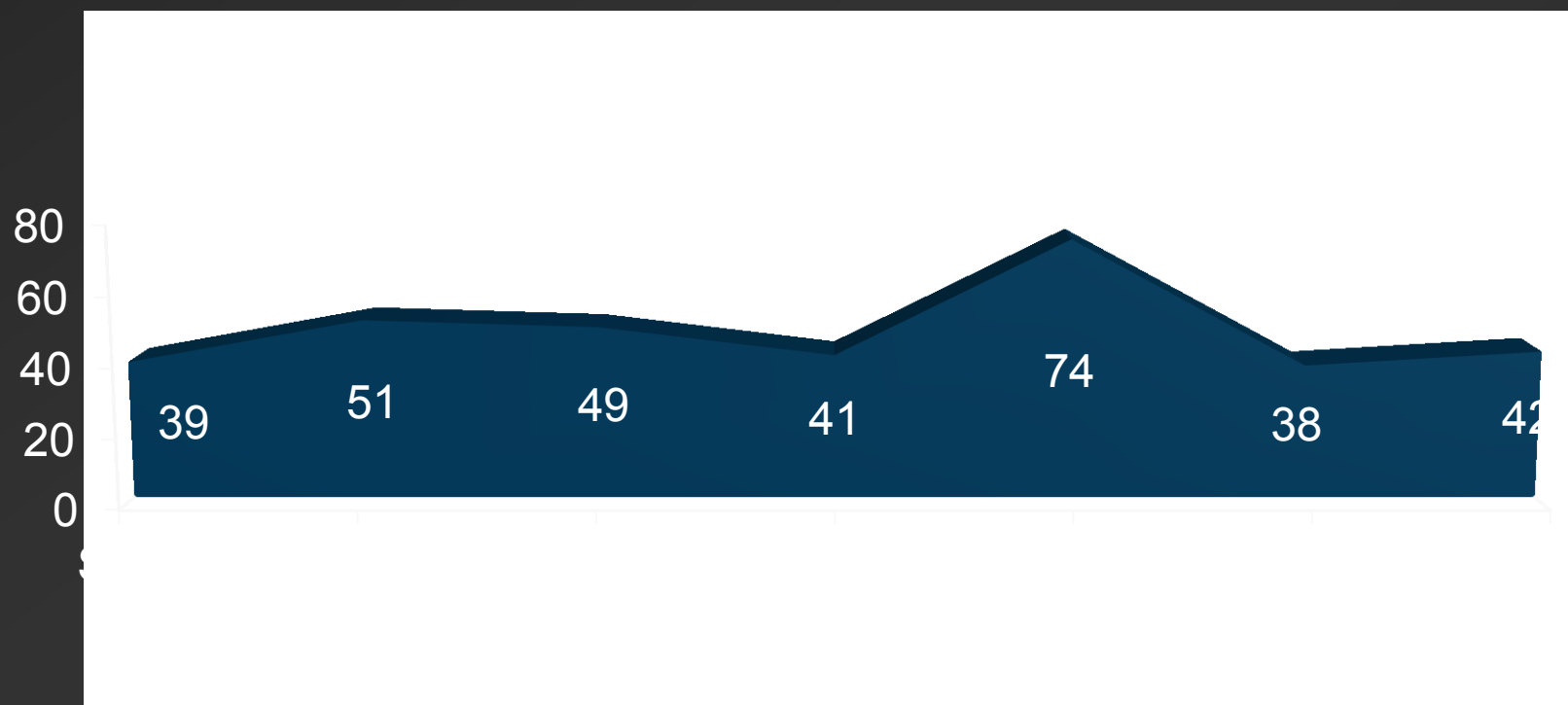
www.hamiltonpolice.on.ca

UOF Incidents per Month



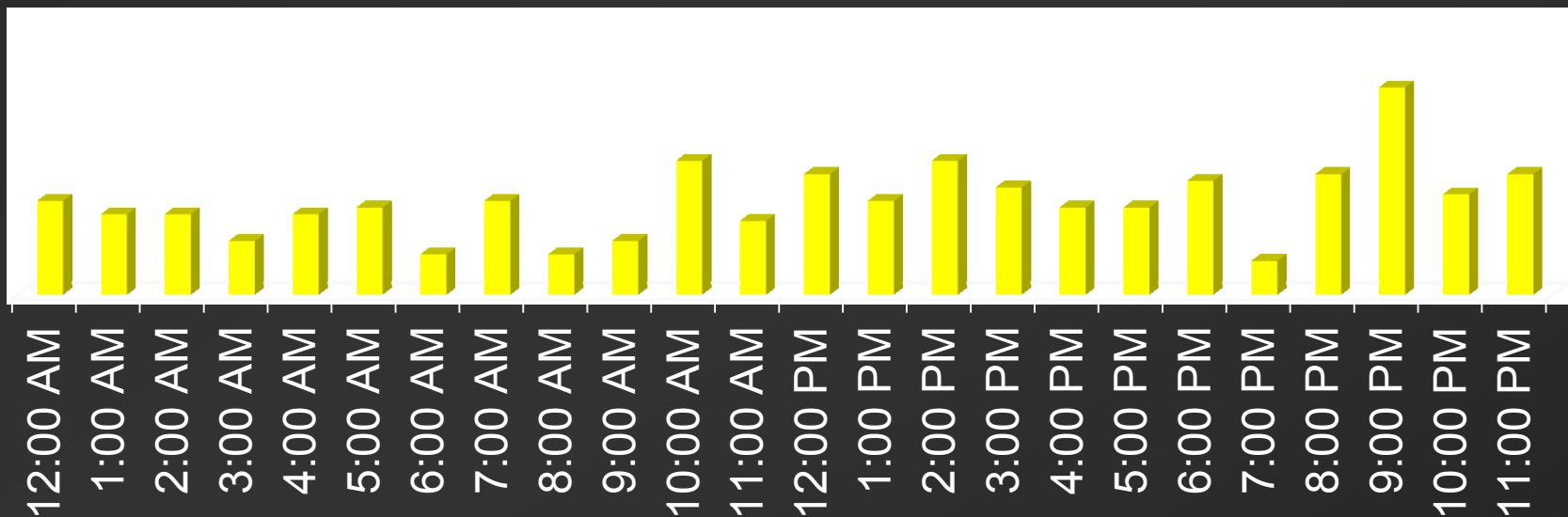


Incidents by Day of the Week





Incidents by Time of Day





INJURIES

- 2019 – 72 incidents in which a subject or Police Officer were injured.
- 72 subjects required medical attention, which includes CEW probe removal and MHA apprehensions (both require seeking mandatory medical assistance under HPS guidelines).

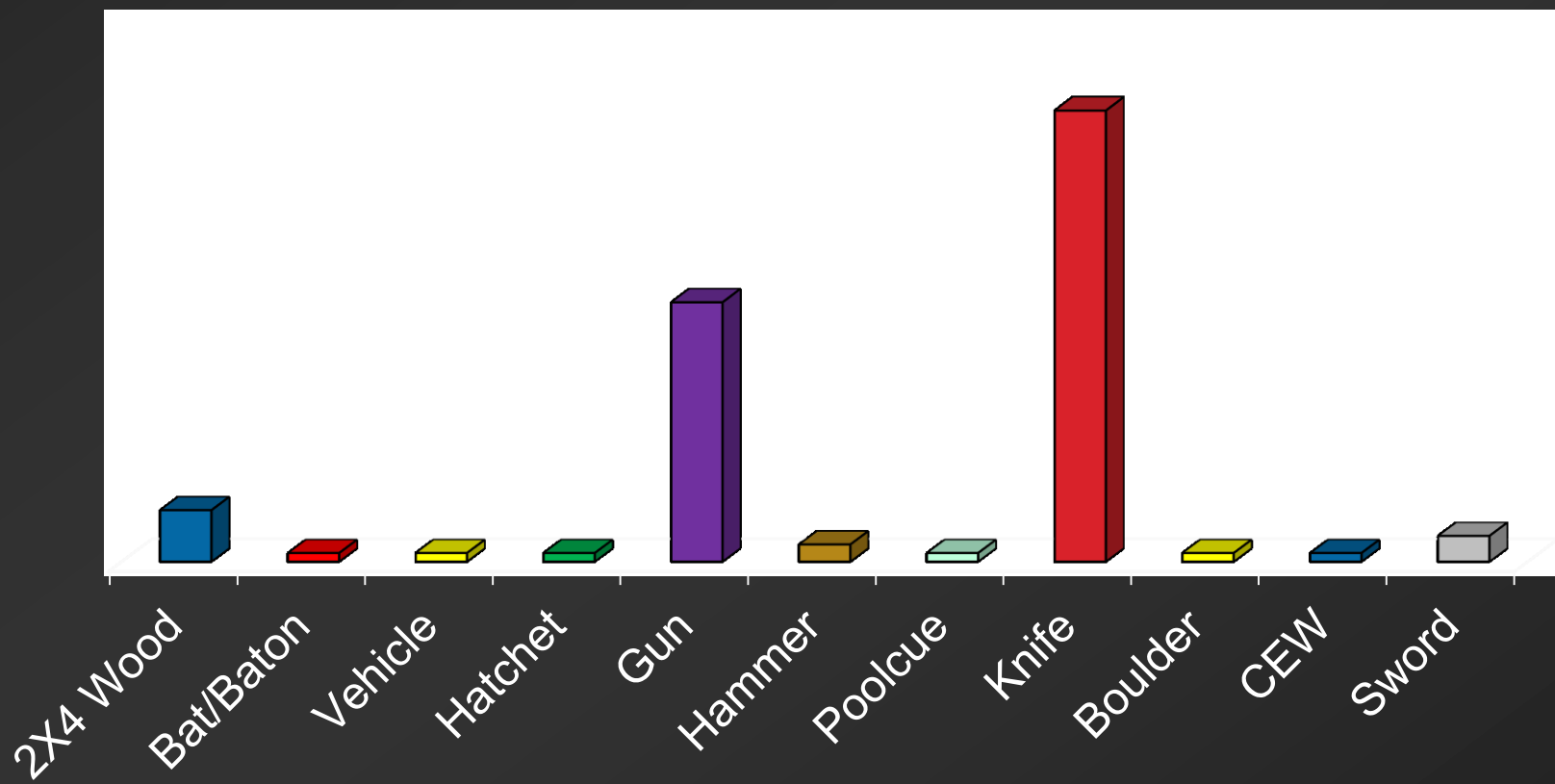


Weapon Use Against Officers

- 2019 – 99 incidents where subject was carrying or had access to a weapon.
- Edged weapons are most prevalent followed by guns. The number of guns located went from 16 in 2018 to 30 in 2019, an increase of 88%.
- This means 43% of UOF incidents involve weapons.



Weapons Used Against Officers





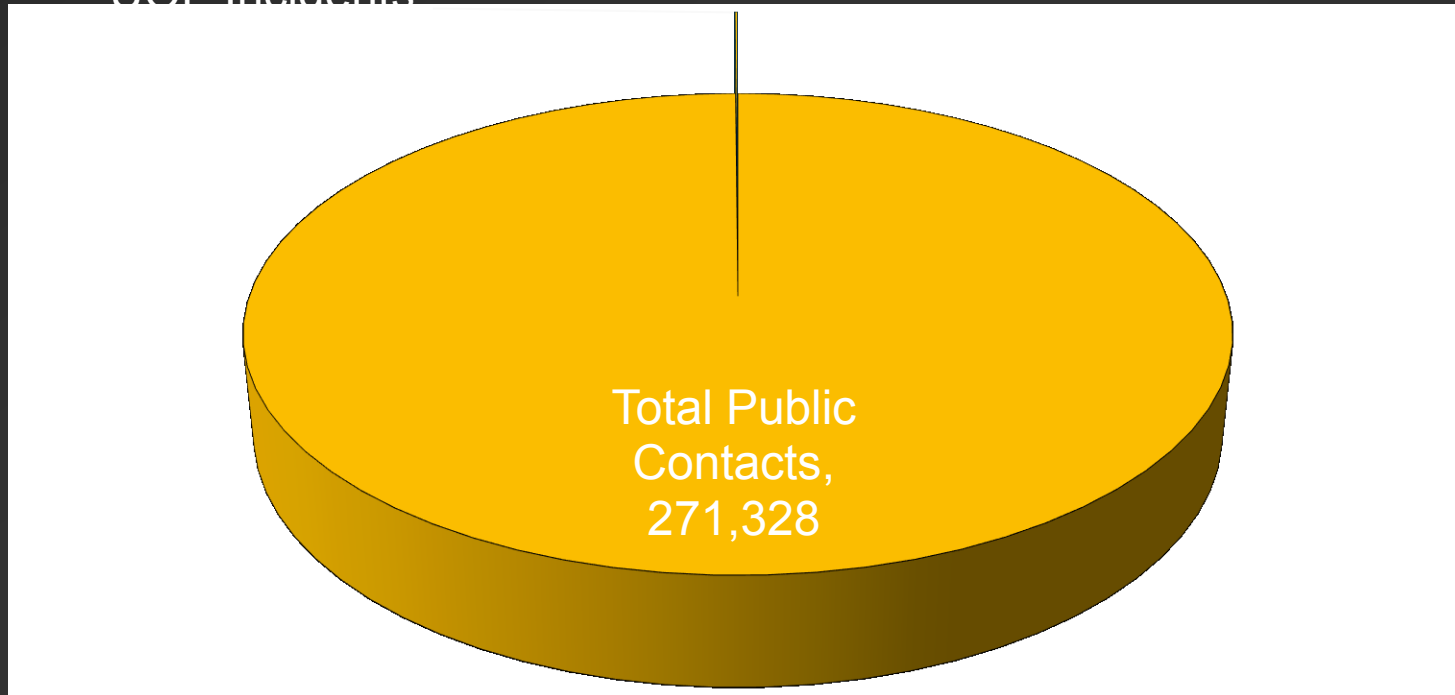
Public Contact vs UOF Incidents

- In 2019 Hamilton Police interacted with the public 271,328 times.
- These interactions include PON's (tickets), calls for service, RIDE, arrests.



Public Contacts vs UOF

UOF Incidents





This results in UOF being used

0.080%

of the time



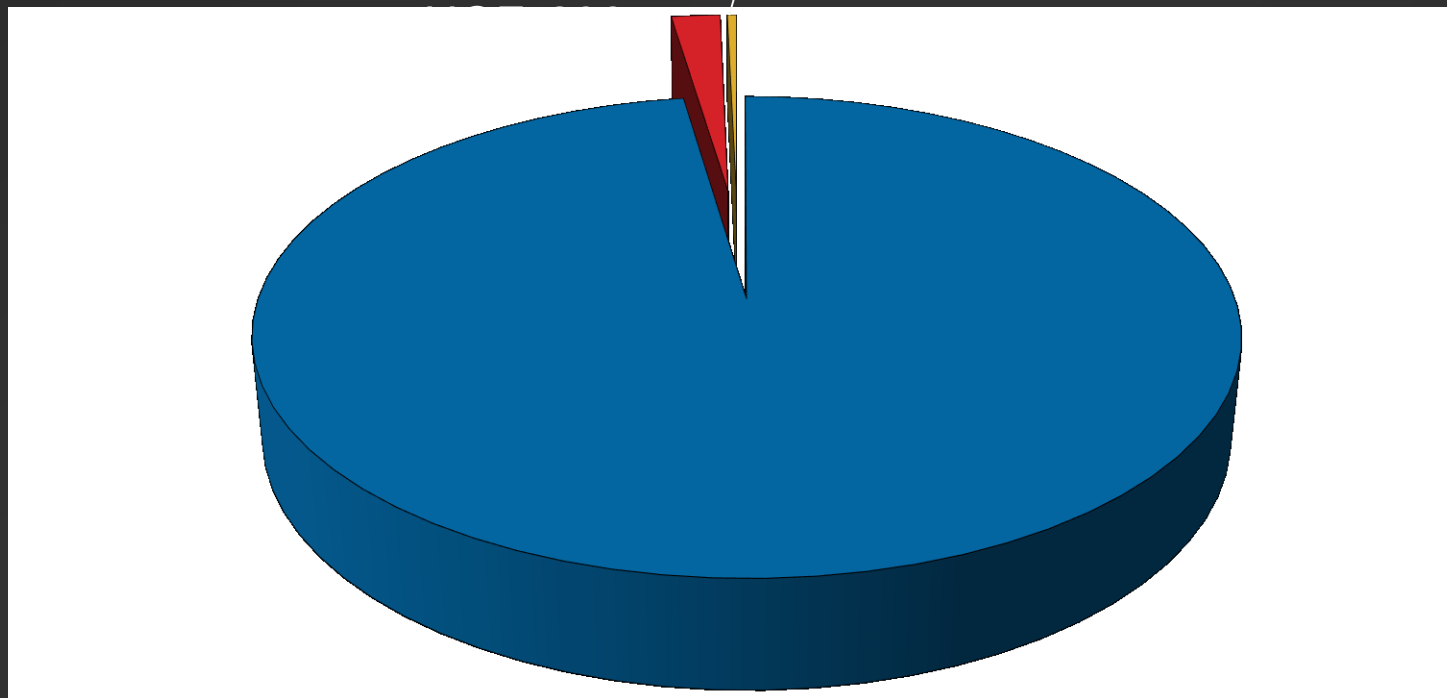
Arrests vs UOF

- In 2019 Hamilton Police made 12,036 arrests



Arrests vs UOF

Sec. 17 MHA ,



Arrests, 11,754



In 2019, Hamilton Police used force in
approximately

1.9%

of criminal arrests.



Thank you for your time

Questions?

HAMILTON POLICE SERVICES BOARD

- INFORMATION -

DATE: July 23, 2020

REPORT TO: Chairman and Members
Hamilton Police Services Board

FROM: Eric Girt
Chief of Police

SUBJECT: *Hamilton Police Service Equity, Diversity & Inclusion Plan*
PSB #20-060

BACKGROUND:

The Hamilton Police Service is committed to making meaningful progress in achieving Equity, Diversity and Inclusion (ED&I) within the Service. On June 11, 2020, the Hamilton Police Services Board approved that the Service enter into a partnership with the Canadian Centre for Diversity Inclusion (CCDI), and approved funding to conduct a workplace census to identify the diversity of our Service and to identify any gaps and barriers to achieving an inclusive workplace. The census will provide an understanding of the make-up of our workforce which will in turn inform a strategic roadmap for programs and policies that affect levels of diversity and inclusion within the Service.

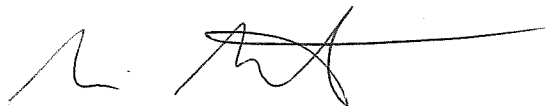
CCDI is a leading organization in this space and has partnered with many public and private organizations (over 250) to collect and analyze data, build a strategic plan to respond to the data and also provide training. There are currently eleven (11) Canadian police forces partnered with CCDI. This partnership allows for analysis of HPS survey results compared with responses from the same industry. The survey information will provide benchmark data that will be used to build a multi-year equity, diversity and inclusion strategy for the Hamilton Police Service.

The intention of the Service is to build a multi-faceted plan which contains focused activities and defined deliverables. The objective is to produce a robust plan which is inclusive of a variety of activities including but not limited to policy review, integration of ED&I principles in all programs and communications, internal training & development, and activities focused on driving cultural change and engagement. Our intended outcomes are to prevent, identify and eliminate individual or systemic acts of racism and discrimination within our workplace and ultimately in our service to the community. We believe that looking introspectively to understand our current workforce is a critical first step in achieving these objectives.

Since the June HPSB meeting, staff developed a desired timeline with key deliverables to guide the delivery of these objectives. Our timelines are contingent on the availability of CCDI. They are experiencing a high volume of requests at this time and we are actively working with them to finalize our plan.

Action	Target Completion
Enter into formal partnership with CCDI	August 2020
Issue Census/Survey for staff completion	October 2020
CCDI to present findings/reports to Senior Command	February 2021
HPS to present findings to all members	March 2021
HPS to present findings & next steps to HPSB	March/April 2021
Development of formal ED&I Strategic Plan/Roadmap	February 2021 – June 2021
Obtain approval of ED&I Plan from Chief and HPSB	July 2021
Communication & Implementation of Plan	July 2021 Onward

While a fulsome plan will not be formally completed until July 2021, the Service is committed to the development of all future policies, programs and communications through an Equity, Diversity & Inclusion lens.



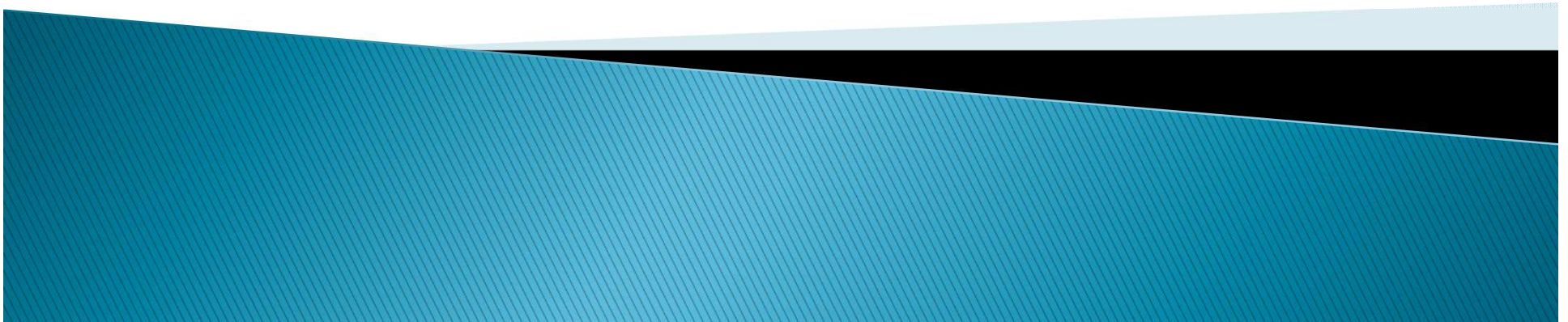
Eric Girt
Chief of Police

EG/A.Filice

cc: Leanne Sneddon – Director, Human Resources



Hamilton Police Service



2

Crisis Response Unit

The right response with the right people at the right time



Non criminal

- Vulnerable persons,
 - homeless,
 - addictions,
 - poverty
- mental health
- Paramedic / officer / co-ordinator

Crisis Outreach And Support Team

Non-Urgent

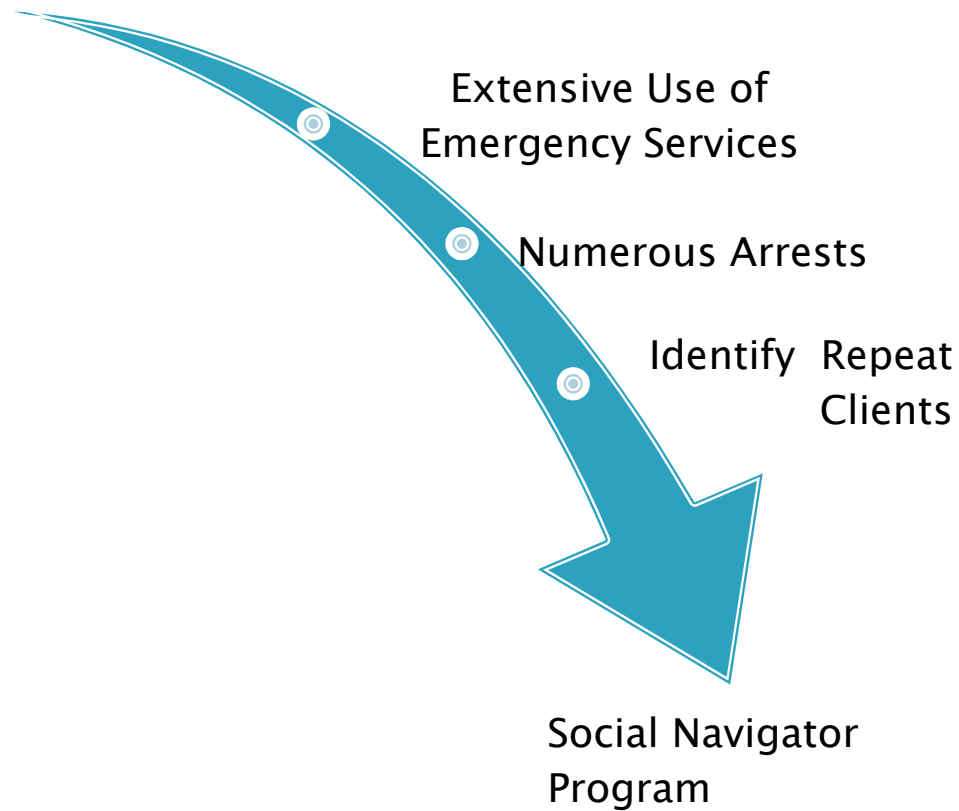
- Follow-up by plainclothes officer and nurse / social worker



Immediate response to life-threatening mental health call by uniform police officer and mental health care worker.



Social Navigator Program

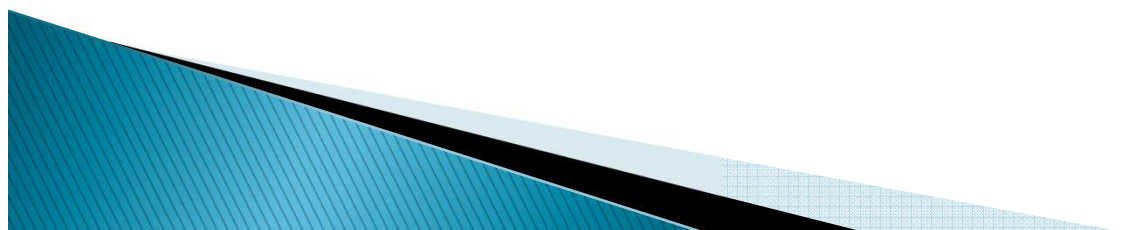




Social Navigator Program



- ▶ Created in July 2011
- ▶ HPS partnered with:
 - City of Hamilton Neighborhood Renewal
 - City of Hamilton Economic Development
 - Hamilton Emergency Medical Services





SNP: Objectives

- ▶ To improve the quality of life of clients by addressing root causes of crime (social determinants of health)
- ▶ Connect and support individuals through a referral process, by engaging all social and healthcare agencies in the City of Hamilton
- ▶ Reduce reliance on the judicial and healthcare system by navigating our clients towards the appropriate agency while improving the health, safety, and quality of life for all citizens





SNP: Team Roles



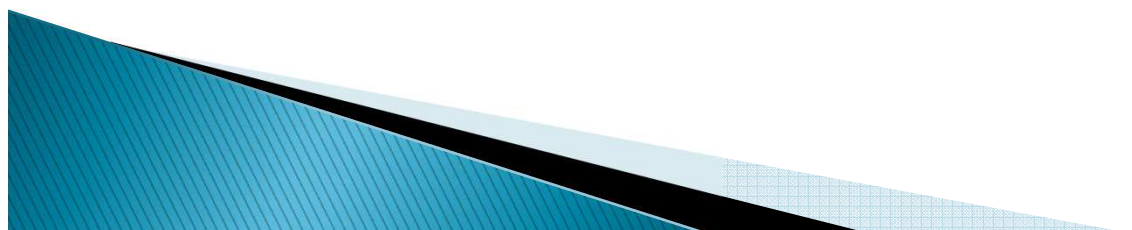
- ▶ **Paramedic (*Health Care*)**
 - Mobile and visible in the community
 - Medical knowledge
 - Positive public perception



- ▶ **SNP Officer (*Justice System*)**
 - Knowledge of the criminal justice system
 - Focus on public safety especially when dealing with court mandated clients
 - Goes with the team for individuals with a history of violence



- ▶ **Program Coordinator (*Community Social Services*)**
 - Coordination, organization, client follow-up and administration (0800 – 1600 hrs)



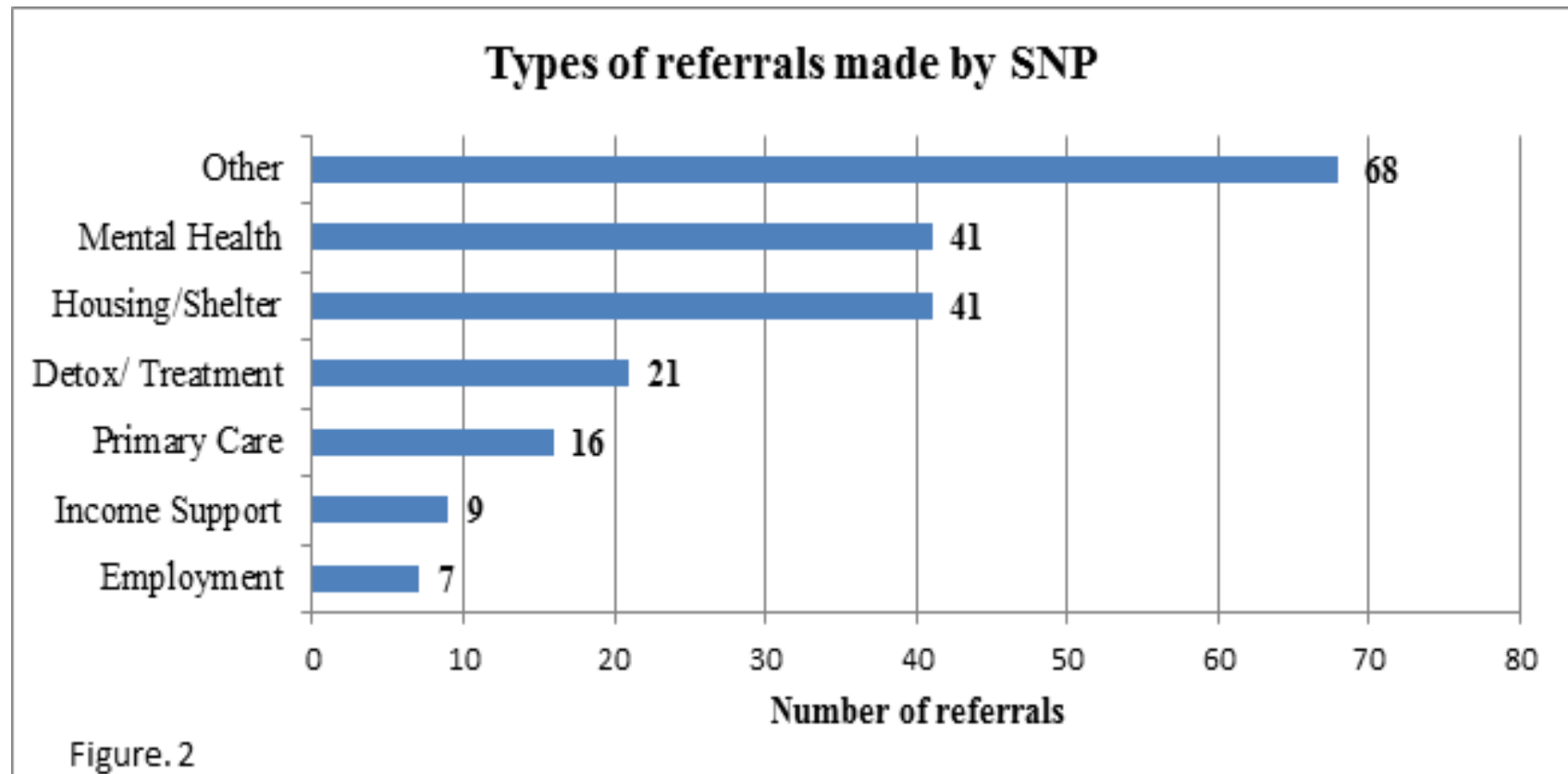


SNP: Metrics

	2011-2012	2013	2014	2015	2016	2017	2018	2019
Referrals	N/A	91	108	148	208	244	264	283
Active Clients	74	46	52	81	93	97	112	105
New Court Mandated Clients	3	8	8	13	17	12	12	11
Court Mandated Clients	3	10	13	15	27	25	22	14
Repeat Clients	N/A	N/A	25% (13)	11% (9)	14% (13)	9.4% (9)	7% (8)	1% (1)
Referrals by SNP	N/A	142	111	156	231	203	208	241
Additional Contacts	N/A	N/A	N/A	N/A	N/A	161	200	301



SNP: Metrics





Born out of Tragedy



Zachary Antidormi

- murdered by a woman with schizophrenia

Mary Popovich

- homeless woman who suffered from mental illness

1997 - Coroners Inquest Recommendation

- provide alternate service to persons in mental health crisis
- no longer going to ER or a 911 response





How it Works

- ▶ 1 Mobile team – 0800 to 2000 hrs every day
- ▶ 24/7 Crisis Line
- ▶ Teams respond to crisis calls in a priority manner
- ▶ Multidisciplinary team consisting of nurses, social workers, occupational therapists, crisis triage workers and 4 seconded plainclothes police officers
- ▶ Serves persons of **ALL AGES**
- ▶ Goes to the client





How it Works

- ▶ Risk assessment and a mental health exam
- ▶ Defuse the crisis while the client remains in the community
- ▶ Make referrals to additional community agencies/supports
- ▶ If the situation cannot be safely managed within the community, COAST will assist the client to hospital for further assessment and treatment



1
2

COAST

The Crisis Outreach and Support Team (COAST) is a partnership between Mental Health Workers at St. Joseph's Healthcare (SJHH) and specially-trained officers of the Hamilton Police Service. The program serves the residents of the City of Hamilton who have serious mental health issues and are in crisis.



- October 2019: COAST Teams reduced from two to one team.
- Increase number of daily MCRRT teams to three



- SJHH piloting co-response model.
- Utilizes 2 trained mental health workers
- Attend clients where police response not required (low-risk)



- Approximately 1,779 mobile visits
- 42 persons in crisis apprehended
- Approximately 34,176 phone calls in 2019

Crisis Intervention Training – since 2006



Training:

- 40-hour mental health training program for Police Officers and Communications Staff.
- 3 sessions per calendar year

Focus:

- De-escalation
- Community Resources
- Course provided by mental health professionals, family members and those with lived experience

Advantages:

- CIT acts as relief for COAST and MCRRT



Crisis Response Unit – The Challenge and Evolution

▶ Reduce:

- Apprehension rates
(historical 75% average)
- Rates of psychiatric emergency services assessments
- Police wait times in the ER
(historical 80 minutes X 2 officers)



▶ Improve:

- Health care, client experience, and be more cost efficient
- De-escalation of potentially volatile calls for service



Crisis Response Unit – The Challenge and Evolution

Reduced hospital wait time
by an average of 60
minutes

Hamilton Police Service		POLICE OBSERVATION FORM Transfer of Care	
<p>The purpose of this form is to guide officers and hospital staff in determining the risk when the officer prepares to leave the hospital. This form is to be completed by the officer 30 MINUTES after the PIC is brought to St. Joseph's Emergency Department and is based on observations written in the EFR. The completed form is to be discussed with nursing staff to determine whether the officers will be able to leave.</p> <p>NOTE: PIC FORM IS ALSO TO BE COMPLETED</p>			
INCIDENT NUMBER	DATE Y Y M M D D	TIME OBSERVATION STARTED	
PIC NAME (SURNAME GIVEN/ GIVEN2)		DOB Y Y M M D D	
DURING THE OBSERVATION PERIOD, WAS THE PIC UNCOOPERATIVE? <input type="checkbox"/> YES <input type="checkbox"/> NO			
PHYSICAL BEHAVIOURS	<input type="checkbox"/> Rapid/Abrupt Movements	<input type="checkbox"/> Pacing	<input type="checkbox"/> Assaultive
	<input type="checkbox"/> Increased Muscle Tension	<input type="checkbox"/> Threatening Gestures	<input type="checkbox"/> Intimidating Postures
	<input type="checkbox"/> Intense Eye Contact	<input type="checkbox"/> Damaging Property	OBSERVED <input type="checkbox"/> YES <input type="checkbox"/> NO
VERBAL EXPRESSION	<input type="checkbox"/> Swearing	<input type="checkbox"/> Talking Loudly	<input type="checkbox"/> Belligerent
	<input type="checkbox"/> Paranoid	<input type="checkbox"/> Refuses to Communicate	<input type="checkbox"/> Angry
	<input type="checkbox"/> Talking Excessively	<input type="checkbox"/> Other _____	OBSERVED <input type="checkbox"/> YES <input type="checkbox"/> NO
<p><input type="checkbox"/> Threatening - IF YES: <input type="checkbox"/> Direct <input type="checkbox"/> Conditional <input type="checkbox"/> Vague</p>			
HISTORY			
Does the officer have knowledge of any history (past/present) of any violent, threatening, or impulsive behaviour (CPIC/RMS)?		<input type="checkbox"/> YES <input type="checkbox"/> NO	
Describe:			
Does the officer have knowledge of any history of the PIC walking away from the hospital or mental health facilities, e.g. Form 9?		<input type="checkbox"/> YES <input type="checkbox"/> NO	
Describe:			
Does the officer have knowledge of the PIC recently using drugs or alcohol?		<input type="checkbox"/> YES <input type="checkbox"/> NO	
Describe:			
DISPOSITION			
HIGH RISK <input type="checkbox"/>	Many verbal and physical indicators are demonstrated in the 30 minute observation period. PIC is not cooperative. Has a history of violence or of absconding from institutions. Recent substance abuse.		
MODERATE RISK <input type="checkbox"/>	Some verbal and physical indicators are demonstrated in the 30 minute observation period. PIC is cooperative some of the time. May have a history of violence or absconding from institutions. May have had recent substance abuse.		
LOW RISK <input type="checkbox"/>	No indicators are checked off - PIC is docile and cooperative during the 30 minute observation period. No history of violence or absconding. No recent substance abuse.		
<small>Descriptors are GUIDELINES ONLY</small>			
OFFICER LEFT PIC AT FACILITY:		<input type="checkbox"/> YES - Time Officer left: <input type="checkbox"/> NO - Officer remained with PIC for the following reasons:	
ADDITIONAL COMMENTS OR OBSERVATIONS			
The below signatures indicate agreement with the behaviours observed and the disposition checked:			
Hospital Staff: _____		Time: _____	
Police Officer: _____		Badge Number: _____ Time: _____	
Police Returned to Facility: Time: _____			
Reason: _____			
<small>13/08 MAY/13</small>		<small>WHITE - OFFICER (RMS) YELLOW COPY - HOSPITAL</small>	



Mobile Crisis Rapid Response Team

- ▶ Life threatening mental health call – to the client or a member of the public
- ▶ First Responder: pairs mental health professional with uniformed officer for a 911 response
- ▶ Funding: HNHB LHIN and Hamilton Police Service
- ▶ Pilot: November 2013, Division 1 – only
- ▶ One team Monday to Friday – 1000hrs – 2200hrs
- ▶ Initial 2013 Outcomes: 228 calls in 16 weeks

St. Joseph's
Healthcare  Hamilton





Mobile Crisis Rapid Response Team

- ▶ Full-Time Unit Began April 2015
- ▶ 3 teams city wide X 7 days a week – 1000 hrs – 0100 hrs
- ▶ 6 – Uniform CIT trained officers
- ▶ 6 – seconded mental health professionals
- ▶ 1 Police Supervisor
- ▶ Hamilton MCRRT Program has become the Standard Model across the LHIN

St. Joseph's
Healthcare  Hamilton



What's new for the Crisis Response Unit?



- ▶ MCRRT:
 - ▶ continues to expand through to other police services across Ontario
 - ▶ highlighted in CBC documentary “Keeping Canada Safe”
 - ▶ Highlighted in 2015 RCMP Gazette & 2017 IACP Police Chief Magazine
 - ▶ Hamilton MCRRT Program remains the Standard Model across Ontario
- ▶ New combination “PIC/OBS Form” introduced for bringing persons in crisis to hospital. Electronic format to follow in 2018.
- ▶ COAST implements new mobile day-shift unit: **C91**
- ▶ The Crisis Response Unit presents at the C.I.T International Conference in Ft. Lauderdale Florida.
- ▶ CRU enters into a partnership with the Barrett Centre. CRU crisis beds created with funds successfully awarded through the “Proceeds of Crime Grant”.



Mobile Crisis Rapid Response

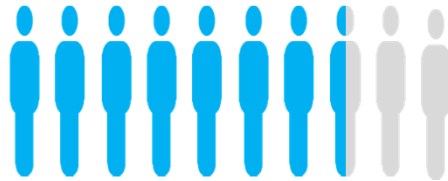
HOSPITAL APPREHENSION RATE



Mental
Health and
Addictions

Historical Uniform
Apprehension Rate

75.4%



5 year avg. MCRRT
Apprehension Rate

17.2%



- 5 year average respond to **2,691** "Person(s) in Crisis" per year
- Average of **5,079** hours of police officer time saved per year based on past 5 years (equates to 2 full time officer positions)



Crisis Response Unit

Persons In Crisis Unit – SNP, COAST & MCRRT

Full response along a continuum of client needs –



Non-criminal – Vulnerable persons, homeless, addictions, poverty, mental health – Paramedic / Officer / Co-ordinator



Non-urgent – follow up by plainclothes Officer and nurse / social worker




Immediate response to life-threatening mental health call by uniform police officer and mental health worker

Questions and Discussion





CITY OF HAMILTON
PUBLIC WORKS DEPARTMENT
Energy, Fleet and Facilities Management Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	July 6, 2020
SUBJECT/REPORT NO:	Tim Hortons Field – End Guard Anchor Repair/Replacement (PW20039(a)) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Janet Warner (905) 546-2424 Ext. 2616 Rob Gatto (905) 546-2424 Ext. 5448
SUBMITTED BY:	Rom D'Angelo Director, Energy, Fleet and Facilities Management Public Works Department
SIGNATURE:	

RECOMMENDATION

- (a) That staff be directed to repair and/or replace the perimeter end guards that surround the upper bowl of the east and west stands, along with the north and south upper-lower end guards of Tim Hortons Field at an upset limit of \$1.1 million;
- (b) That Facilities Management use existing Capital Budget WIPs through appropriation to fund this work by reprioritizing existing projects for the current year, itemized in Appendix "A" to Report PW20039(a).

EXECUTIVE SUMMARY

The purpose of this Report is to seek Council's direction to proceed with the replacement of the perimeter end guards that surround the upper bowl of the east and the west stands, along with the north and south upper-lower end guards of Tim Hortons Field (the "Stadium") and Council's approval to the use capital WIP funding for the said work.

City staff retained the services of an Engineering firm as part of the overhead review resulting from the fall of the speaker in 2016, at which time, immediate, targeted repairs were undertaken at specific locations within the stadium upon the completion of their

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: Tim Hortons Field – End Guard Anchor Repair/Replacement
(PW20039(a)) (City Wide) - Page 2 of 5**

review in 2017. It was during this review that the City committed to ongoing, regular inspections of the stadium, and in particular, the end and back guards. These reviews resulted in additional, isolated repairs in 2019, however, additional, compromised areas were identified through continued assessments of the Stadium guard rails in September, November, and December of 2019, and February 2020. The most recent reports resulted in additional safety concerns being highlighted due to both installations, deterioration and weather, and are considered latent defects.

Based on the Engineering Firms comprehensive assessment it was clearly outlined, or identified that -- as opposed to continuing a localized approach to mitigate the risk based on the practical difficulties with the ongoing monitoring of the conditions, City staff in collaboration with the consulting firm consider strategies to manage risks more generally and proactively with consideration of the longer-term maintenance needs and costs to the owner.

City staff have been working with a team of consulting experts and have undertaken multiple design tests for targeted repairs such as replacements with mock-ups which have determined that the holistic repair and replacement of the guard installations throughout the Stadium would not only be less disruptive but can be implemented in a wider range of conditions and be less costly.

Alternatives for Consideration – N/A

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: Facilities Management will use existing Capital Budget WIPs through appropriation to fund this work by reprioritizing existing projects for the current year. Several Capital Budget Projects have already been identified. The list includes but is not limited to:

3541641638	Overhead Door Replacement Program
3541641532	Facility Capital Maintenance
3541741648	Parking Lot Rehabilitation
3541755001	Yard Capital Renewal Program
3541757001	Archibus - Facility Maintenance
3541941648	Parking Lot Rehabilitation
3541941532	Facility Capital Maintenance
3721841805	Hamilton Convention Centre, FirstOntario Concert Hall & FirstOntario Centre Lifecycle Renewal
3721941805	Hamilton Convention Centre, FirstOntario Concert Hall & FirstOntario Centre Lifecycle Renewal
7101454710	Sir Wilfred Laurier Recreation Centre Independence

**SUBJECT: Tim Hortons Field – End Guard Anchor Repair/Replacement
(PW20039(a)) (City Wide) - Page 3 of 5**

Exact amounts appropriated from each will be based on available funds at time of appropriation.

Staffing: There are no staffing implications.

Legal: There are no legal implications with respect to the proposed construction work or the proposed funding source outside of the ordinary course of business (e.g. tort liability for accidents at Tim Hortons Field).

HISTORICAL BACKGROUND

As part of a successful bid process to host occur for the 2015 Pan/Parapan American Games, it was decided in June 2011, that the renovations proposed to the North Stands of Ivor Wynn was not possible. Senior Representatives for the City, Toronto 2015, Federal and Provincial Governments agreed at this time to build a new Stadium. It was at this point the Stadium design changed to a north/south orientation.

One of the main reasons for Hamilton's bidding on the Pan Am Games was the opportunity to renew its aging stadium. The Stadium is a state-of-the-art facility that can host international, provincial and community uses from sport to entertainment. The new Stadium will attract events; provide long-term tangible opportunities and economic impacts from users and spectators.

In February 2014, Council approved the 20 Year License Agreement with the Hamilton Tiger-Cats Football Club for use of the Stadium for Football Games and Practices.

In May 8th, 2015, the Stadium officially received substantial completion and the City of Hamilton formally took possession of the site.

The Stadium was scheduled to be completed on June 30th, 2014 however, in 2016 the City of Hamilton launched a litigation with the contractor, the Province of Ontario (Infrastructure Ontario - IO), and the Hamilton Tiger Cats. The litigation was due to the delay of the project and the numerous deficiencies throughout the Stadium.

In May 2018, a settlement agreement was reached with all parties. City staff worked in good faith to achieve this resolution with no additional cost for the Stadium passed on to Hamilton taxpayers.

City staff have continued to work on deficiencies such as, and not limited to, ongoing leak remediation throughout the Stadium, burst pipes due to lack of heat tracing installation, faulting main transformer, lighting controls, incomplete audio-visual system, video scoreboard steel modifications, floor drains on the concourses, pre-cast joint

**SUBJECT: Tim Hortons Field – End Guard Anchor Repair/Replacement
(PW20039(a)) (City Wide) - Page 4 of 5**

renewal, metal cladding, missing hatches for units that require maintenance, guard rail extensions, and adjustments to various mechanical systems.

In June 2016, a 150-pound speaker had fallen 200 feet from the east side of the Stadium's light standard. As a result of this, City staff took immediate action and undertook an extensive review/audit of all suspended and installed elements related to the health and safety throughout the Stadium. The review noted that the areas of end guard installation were noted as suspect and in need of repair and re-installation. Due to the amount of ongoing deterioration throughout the Stadium, reviews were conducted on a yearly basis, with the initial, temporary repairs completed in 2017 and now considered latent defects.

Upon ongoing inspections and assessments, additional areas were found to be deteriorating and thus, became critical, resulting in additional repairs in 2019.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Not applicable.

RELEVANT CONSULTATION

Ongoing consultation with internal staff and experts/engineers to determine both cause, and correction of the end guard installation.

Additional consultation with the following Corporate Services:

- Budgets and Financial Planning
- Legal Services
- Procurement

ANALYSIS AND RATIONALE FOR RECOMMENDATION

It is imperative that the end guards be replaced to mitigate risk for the public's overall safety in the noted areas of the Stadium. The outlined within this Report are both systemic and progressive and are continuing to deteriorate. Staff cannot predict the rate of the declining performance of the end guards as the conditions are getting heightened. The guards are interconnected and have no redundancy in the system, which adds to the overall risk.

ALTERNATIVES FOR CONSIDERATION

N/A

**SUBJECT: Tim Hortons Field – End Guard Anchor Repair/Replacement
(PW20039(a)) (City Wide) - Page 5 of 5**

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

Our People and Performance

Hamiltonians have a high level of trust and confidence in their City government.

APPENDICES AND SCHEDULES ATTACHED


Appendix “A” to Report PW20039(a) - Appropriations

Appropriations

Project ID	Description	Appropriation Amount
3541641638	Overhead Door Replacement Program	\$54,370
3541641532	Facility Capital Maintenance	\$21,199
3541741648	Parking Lot Rehabilitation	\$43,602
3541755001	Yard Capital Renewal Program	\$10,964
3541757001	Archibus - Facility Maintenance	\$23,864
3541941648	Parking Lot Rehabilitation	\$179,858
3541941532	Facility Capital Maintenance	\$24,571
3721841805	Hamilton Convention Centre, FirstOntario Concert Hall & FirstOntario Centre Lifecycle Renewal	\$87,946
3721941805	Hamilton Convention Centre, FirstOntario Concert Hall & FirstOntario Centre Lifecycle Renewal	\$377,770
7101454710	Sir Wilfred Laurier Recreation Center Independence	\$377,007
TOTAL		\$1,201,151



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Economic Development Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 9, 2020
SUBJECT/REPORT NO:	Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East, ERG-15-03 (PED16037(a)) (Ward 2)
WARD(S) AFFECTED:	Ward 2
PREPARED BY:	Phil Caldwell (905) 546-2424 Ext. 2359
SUBMITTED BY:	Norm Schleeahn Director, Economic Development Planning and Economic Development Department
SIGNATURE:	

RECOMMENDATION

- (a) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application ERG-19-05, submitted by 467 Charlton Avenue Inc., owner of the property at 467 Charlton Avenue East, for an ERASE Redevelopment Grant not to exceed an additional \$1,311,754, for a total maximum grant of \$3,441,154, payable over a maximum of ten years, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Agreement;
- (b) That the Mayor and City Clerk be authorized and directed to execute the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Agreement together with any ancillary documentation required, to effect Recommendation (a) of Report PED16037(a), in a form satisfactory to the City Solicitor;
- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any grant amending agreements, together with any ancillary amending documentation, if required,

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SUBJECT: Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East, ERG-15-03 (PED16037(a)) (Ward 2) - Page 2 of 8

provided that the terms and conditions of the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant, as approved by City Council, are maintained.

EXECUTIVE SUMMARY

An Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application was submitted on August 7, 2015 by 467 Charlton Avenue Inc., the owner of the property located at 467 Charlton Avenue East (“the site”).

The site is approximately 1.12 ha (2.77 ac) and located adjacent to the Niagara Escarpment within the Stinson neighbourhood of central Hamilton. Prior to redevelopment commencing, the site was vacant and comprised of buildings and facilities intended for the storage and maintenance/servicing of fleet vehicles. Since the 1960’s the site has primarily been used by a variety of vehicle-oriented businesses including limousine, patient transfer and taxi services.

A Phase Two Environmental Site Assessment undertaken in 2014 to investigate the site’s soil and groundwater conditions identified the presence of a number of contaminants at levels above the applicable standards required to accommodate the planned development in accordance with Ontario Regulation 153/04. The planned development, which is currently under construction, consists of three six-storey multi-residential condominium buildings comprising a total of 162 units.

On February 24, 2016 City Council approved the applicant’s ERG application with a maximum grant of \$2,129,400 based on the estimated cost of remediation identified by a Remedial Action Plan prepared and submitted by the applicant’s environmental consultant at that time.

In January 2019, staff were advised by the applicant’s environmental consultant that remediation costs would exceed the original estimates with an updated cost of \$5,033,027.

A review of actual and estimated costs for remediation works, the rationale for increased costs and all supporting documentation submitted was reviewed by City staff with the assistance of an independent third-party environmental consultant (Jacobs/CH2M Hill) retained by City staff. The result of the review identified \$3,441,154 in actual and estimated remediation costs which met the purpose, intent and eligibility criteria under the ERG program.

As such, staff’s recommendation is to increase the original approved maximum potential grant amount by an additional \$1,311,754, for a total maximum grant of \$3,441,154.

SUBJECT: Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East, ERG-15-03 (PED16037(a)) (Ward 2) - Page 3 of 8

Project construction costs are estimated to be in excess of \$30M. It is estimated that the proposed development will increase the property assessment from the pre-development value of \$390K (CT – Commercial effective January 1 to 21, 2015) and 339,094 (IX – Industrial, Vacant effective January 22 to December 21, 2015) to approximately \$51M (RT – Residential). This will increase total annual property taxes generated by this site from \$12,043 to \$606,192, an increase of approximately \$594,149. The municipal portion of this increase is \$519,333 of which 80%, representing the maximum potential annual grant, would be approximately \$415,467. Based on the estimated eligible costs provided by the applicant, the maximum grant will not exceed \$3,441,154 over a period of nine annual payments.

The sites existing conditions as well as renderings of the planned development are provided below.



*Former Site Conditions – 467 Charlton Avenue East, Hamilton
(Source:maps.google.ca – July 2015)*



*Current Redevelopment Concept Drawing– 467 Charlton Avenue East, Hamilton
(Source: 467 Charlton Avenue Inc.)*

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SUBJECT: Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East, ERG-15-03 (PED16037(a)) (Ward 2) - Page 4 of 8

Alternatives for Consideration – See Page 8

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: As per the ERASE Redevelopment Grant (ERG) Program, the City will provide the applicant with a grant equivalent to 80% of the increase in municipal taxes up to the total eligible cost figure of \$3,441,154. Based on an estimated maximum potential annual grant amount of \$415,467, the annual grant payments will conclude in year nine with an estimated total grant of \$3,441,154. The City will realize the full tax increment after year nine.

The City will retain the remaining 20% of the annual municipal tax increment estimated at \$103,867. These monies, to a maximum of 20% of the total grant to be provided to the applicant, estimated to total \$688,231 over nine years, will be deposited into the Brownfield Pilot Project Account No. 3620155102 to be used by the City for its Municipal Acquisition and Partnership Program. This Program, as approved in the ERASE Community Improvement Plan (CIP), involves the City acquiring key Brownfield sites, remediating and redeveloping property it already owns, or participating in public/private partnerships to redevelop brownfield properties.

Staffing: Applications and grant payments under the ERG program are processed by existing staff in the Economic Development and Taxation Divisions. There are no additional staffing requirements.

Legal: The ERG Program is authorized by the ERASE CIP which was adopted and approved in 2001 and subsequently comprehensively updated in 2005, 2010 and 2018 under Section 28 of the *Planning Act*. The ERASE Redevelopment Agreement will specify the obligations of the City and the applicant and will be prepared in a form satisfactory to the City Solicitor.

HISTORICAL BACKGROUND

467 Charlton Avenue East (“the site”) is an approximately 1.12 ha (2.77 ac) property located adjacent to the Niagara Escarpment within the Stinson neighbourhood of central Hamilton. The site is bounded by an existing rail line to the north, low-rise residential to the east, protected lands forming part of the Niagara Escarpment to the south and protected conservation/hazard lands and an industrial warehousing use to the west. The closest signalized intersection is located immediately west of the site at Charlton Avenue East and the Sherman Access. Prior to redevelopment commencing, the site

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SUBJECT: Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East, ERG-15-03 (PED16037(a)) (Ward 2) - Page 5 of 8

was vacant and comprised of buildings and facilities intended for the storage and maintenance/servicing of fleet vehicles. Since the 1960's the site has primarily been used by a variety of vehicle-oriented businesses including limousine, patient transfer and taxi services.

As a result of a Phase Two Environmental Site Assessment undertaken in 2014, a number of contaminants in the soil and groundwater were identified that exceeded the Ministry of Environment, Conservation and Parks ("the Ministry") Table 1 Site Condition Standards (SCS) for residential/parkland/institutional land uses in accordance with Ontario Regulation 153/04. The Table 1 standards are applied to the site given that it is located within 30 m of an environmentally sensitive area and therefore considered to be a sensitive site. The site's planned change of use to residential combined with the presence of contamination above the applicable SCS requires the applicant to file a Record of Site Condition (RSC) with the Ministry.

On August 7, 2015 an application was submitted to the ERASE Redevelopment Grant (ERG) program by 467 Charlton Avenue Inc. for the subject site along with a Remedial Action Plan (RAP) prepared by the property owner's environmental consultant and Qualified Person (QP). The RAP outlined the recommended method of remediation for the site and identified estimated costs of \$2,129,400.

On February 24, 2016 City Council approved the applicant's ERG application with a maximum grant of \$2,129,400.

Subsequent to this approval, remediation of the site commenced in order to accommodate the planned development of two six storey and one five storey multi-residential condominium buildings totalling 152 units. In 2019, the applicant received conditional approval to amend the development by increasing building "C" from five to six storeys resulting in an additional ten units, for a total of 162 units. Final approval for this amendment occurred in February 2020. At the time of this report, occupancy for buildings "A" and "B" have been granted while construction on building "C" is nearing completion.

In January 2019, staff were advised by the applicant's environmental consultants (Terraprobe) that remediation costs would exceed the original estimates outlined in the 2015 RAP for which grant approval was provided by Council in 2016. Actual and estimated costs for the site's remediation, as submitted by Terraprobe, were identified as having risen from \$2,129,400 in 2015 to an estimate of \$5,033,027 in 2019. The increase in costs were identified as being the result of increased requirements related to the approval process for the site's Certificate of Property Use which resulted in additional Risk Management Measures (RMM) having to be incorporated into the development as part of the site's risk assessment.

SUBJECT: Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East, ERG-15-03 (PED16037(a)) (Ward 2) - Page 6 of 8

Staff's review of these costs and rationale for the resulting recommendations contained in this Report are discussed under the "Analysis and Rationale for Recommendation" section.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Urban Hamilton Official Plan

The site is designated as "Neighbourhoods" on Schedule "E" – Urban Structure and on Schedule "E-1" – Urban Land Use Designations of the Urban Hamilton Official Plan. This designation is intended to accommodate a full range of residential dwelling types and densities to which the planned development complies.

Hamilton Zoning By-law Nos. 6593 and 05-200

The subject property is zoned "E/S-1710" (Multiple Dwellings, Lodges, Clubs, etc.) District, Modified, under the former City of Hamilton Zoning By-law No. 6593 as well as Conservation/Hazard Land (P5) Zone under By-law No. 05-200. The site-specific zone permits the development of the lands for multiple dwelling uses with a maximum of 162 dwelling units in three buildings, each having a maximum height of 6 storeys, including a section of open space along the rear of the subject property.

The planned use of the site is permitted.

Site Plan Control Application

The site is subject to Site Plan Control. The development has received Site Plan approval.

RELEVANT CONSULTATION

Staff from the Taxation Division, Corporate Services Department and Legal Services Division, Corporate Services Department, were consulted and all applicable advice received incorporated into this Report.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

To assist staff's evaluation of the potential eligibility of the updated actual and estimated remediation costs for the site, staff retained an independent third-party environmental firm, Jacobs/CH2M Hill, to review the details of the site's remediation works, the rationale for increased costs and all supporting documentation which was submitted to the City by the applicant's environmental consultant.

SUBJECT: Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East, ERG-15-03 (PED16037(a)) (Ward 2) - Page 7 of 8

The conclusion of this review and City staff's audit identified a total of \$3,441,154 in actual and estimated costs considered to be directly related to the remediation of the site and required in order to achieve the filing of an RSC with the Ministry and therefore considered to be in keeping with the purpose, intent and eligibility criteria of the ERG program as established under the ERASE CIP. The total eligible costs identified by City staff are \$1,311,754 more than the current maximum potential grant approved by Council in 2016.

Not included in this amount are actual and estimated costs submitted by the applicant's environmental consultant which were deemed not to be eligible under the ERG program by City staff and Jacobs/CH2M Hill. These costs primarily related to construction activities which were considered to be required to facilitate the planned development independent of the presence of contamination. Other costs not considered to be eligible include limited site works which occurred outside the boundaries of the site which is the subject of this application.

As such, staff's recommendation is that the maximum potential grant amount be increased by \$1,311,754, for a total maximum potential grant of \$3,441,154 based on the eligibility of costs permitted by the ERG program for site's located within Area 3 – Urban Area of the ERASE Community Improvement Project Area (CIPA) and based on the review of actual and updated costs undertaken by City staff and the third party environmental consultants.

Prior to grant payment, invoicing and associated documentation for costs where a final invoice has not yet been submitted will be the subject of a final audit by staff to ensure eligibility and compliance with the parameters of the ERG program.

The following is an overview of pre and post development property assessments and associated taxes which have informed the estimated potential grant and the grant payment period contained in this report. Please note that the following calculations have been updated to reflect the most recent development plans and municipal tax rates. As such these calculations may vary relative to those originally provided in Report PED16037 from 2016.

Grant Level:		80%
Total Estimated Eligible Costs (Maximum):	\$	3,441,154
Pre-project CVA:		
- CT – Commercial (effective Jan. 1 to Jan. 21)	\$	390,000 Year: 2015
- IX – Industrial, Vacant (effective Jan. 22 to Dec. 31)	\$	339,094 Year: 2015

SUBJECT: Grant Increase to an Existing Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Approval, 467 Charlton Avenue East, ERG-15-03 (PED16037(a)) (Ward 2) - Page 8 of 8

Municipal Levy:	\$	8,829
Education Levy:	\$	<u>3,214</u>
Pre-project Property Taxes	\$	12,043
*Estimated Post-project CVA: (RT – Residential)	\$	51,000,000
Total Estimated Grant (Maximum):	\$	3,441,154
**Estimated Municipal Levy:	\$	528,162
**Estimated Education Levy:	\$	<u>78,030</u>
**Estimated Post-project Property Taxes:	\$	606,192

Note: All dollar figures are rounded to the nearest dollar.

**The actual roll number(s), assessed value(s), tax classification(s) and value partitioning (where applicable) are to be determined by the Municipal Property Assessment Corporation (MPAC).*

***2020 tax rates have been used for calculation of the estimated post-development property taxes.*

ALTERNATIVES FOR CONSIDERATION

The grant application meets the eligibility criteria and requirements of the program. In the event the project is not considered for the program, the application should be referred back to staff for further information on possible financial or legal implications.

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.

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

Our People and Performance

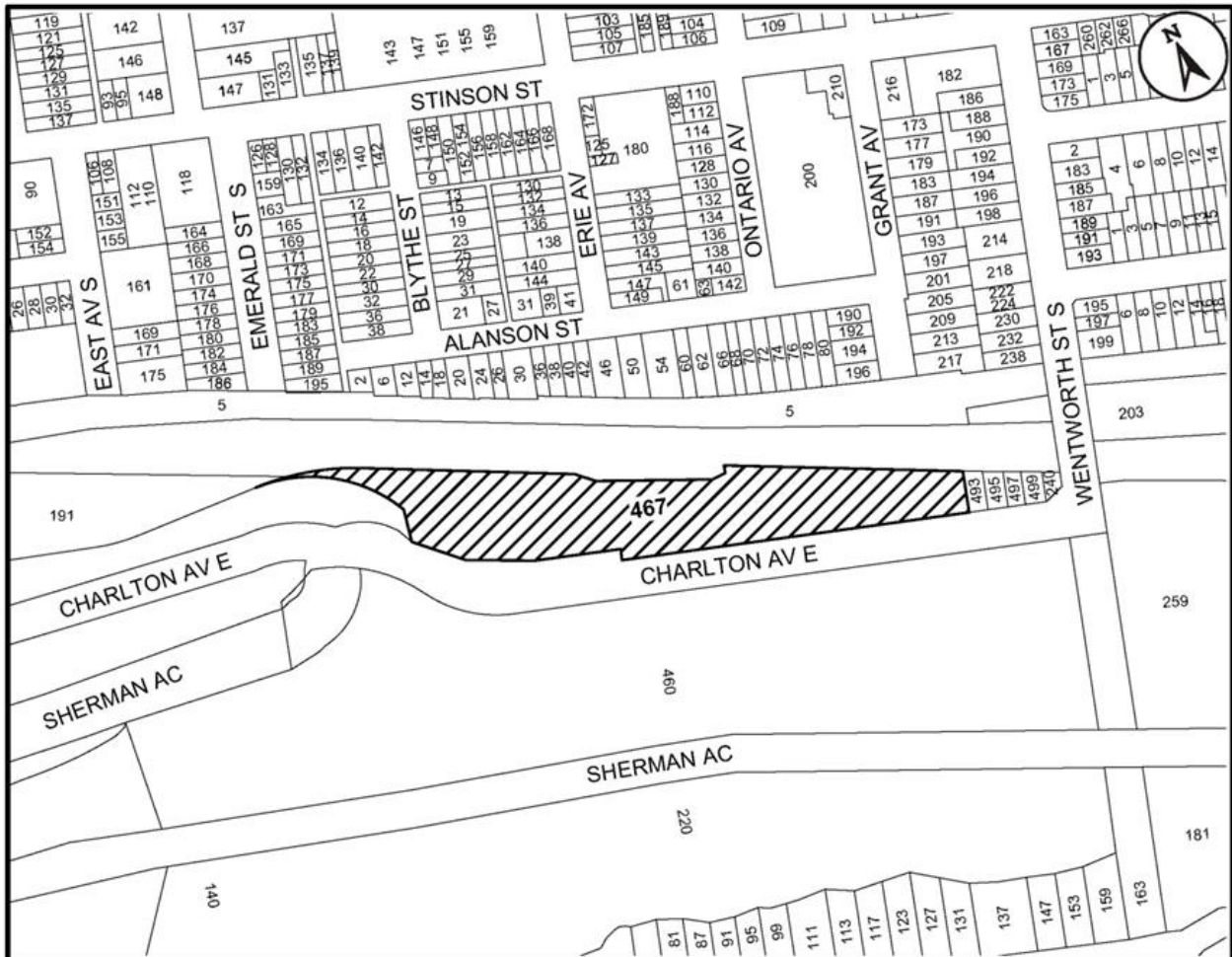
Hamiltonians have a high level of trust and confidence in their City government.

APPENDICES AND SCHEDULES ATTACHED

Appendix “A” – Location Map

PC:dt


Appendix "A" to Report PED16037(a)



● Site Location



Key Map - Ward 2

N.T.S. 

Location Map



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT

File Name/Number:
467 Charlton Ave E

Date:
January 7, 2015

Appendix "A"

Scale:
N.T.S.

Planner/Technician:
JLVS

Subject Property



467 Charlton Avenue East



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

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 9, 2020
SUBJECT/REPORT NO:	Federal and Provincial Government Municipal Funding Announcements Update (FCS20071) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Kirk Weaver (905) 546-2424 Ext. 2878
SUBMITTED BY:	Brian McMullen Director, Financial Planning, Administration and Policy Corporate Services Department
SIGNATURE:	

RECOMMENDATIONS

- (a) That the General Manager, Finance and Corporate Services, be authorized and directed to execute and submit the funding acknowledgement letter(s) for the Safe Restart Program, including the letter attached as Appendix "A" to Report FCS20071 and any supporting documentation to support the Hamilton funding allocation under the Safe Restart Program;
- (b) That staff be directed to prepare, execute and submit any required documentation to support the City of Hamilton funding allocation under the Safe Restart Program.

EXECUTIVE SUMMARY

On July 27, 2020, the Ontario Government announced an Historic Agreement to Support Municipalities and Transit. The Ontario government, in partnership with the federal government, is providing up to \$4 B in urgently needed one-time assistance to Ontario's 444 municipalities. This funding is intended to help municipalities continue to effectively deliver critical public services, such as public transit and shelters, as the Province continues down the path of renewal, growth and economic recovery.

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**SUBJECT: Federal and Provincial Government Municipal Funding
Announcements Update (FCS20071) (City Wide) – Page 2 of 8**

On August 12, 2020, the Ontario government announced details of the up to \$1.6 B of the first round of emergency funding for municipalities under the Federal - Provincial Safe Restart Agreement.

Through the Safe Restart Agreement with the federal government, \$695 M will help municipalities address operating pressures related to the COVID-19 pandemic through the first round of emergency funding and over \$660 M will support transit systems. The Province is also providing an additional \$212 M through the Social Services Relief Fund (SSRF), bringing the total to \$510 M to help vulnerable people find shelter.

The City of Hamilton's share of the Phase 1 allocation is just over \$44.8 M with \$17.2 M for transit relief and \$27.6 M for municipal relief. When compared to our originally forecasted 2020 budget deficit of \$61.3 M, this leaves a gap of \$16.5 M not covered through the most recent announcements. Staff believes that the announcements, combined with other mitigation measures taken by the City and outstanding funding allocations still to be made, will assist in eliminating our 2020 forecast deficit. Additional details of the implications to the City of Hamilton's financial position resulting from the announcements and other measures taken by the City of Hamilton will be included in reports scheduled to come before the General Issues Committee (GIC) on September 23, 2020.

Appendix "A" to Report FCS20071 provides details on the requirements of the Transit funding. Details of the municipal funding are not yet available. The City of Hamilton's share of SSRF is \$11.3 M. Appendix "B" to Report FCS20071 provides details on the requirements of the SSRF. A separate Report HSC20036, "Ministry of Municipal Affairs and Housing Social Services Relief Fund Phase 2", on the Agenda of the September 10, 2020 Emergency and Community Services Committee, outlines the proposed use of these funds.

These announcements only address pressures to the end of the provincial fiscal year on March 31, 2021. To date, there has been no formal communication with respect to Federal and Provincial funding support beyond March 31, 2021 related to municipal COVID-19 financial pressures. While there will be Phase 2 allocations coming forward, the specific allocations remain unknown. As outlined in Appendices "A" and "B" of Report FCS20071, there will be some specific conditions and criteria associated with receiving Phase 2 funds. Without some level of commitment, the City will be faced with significant financial pressures that will need to be addressed in the 2021 budget.

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**SUBJECT: Federal and Provincial Government Municipal Funding
Announcements Update (FCS20071) (City Wide) – Page 3 of 8**

Since the onset of the COVID-19 pandemic, there have been numerous announcements from the Federal and Provincial governments regarding funding opportunities to address financial pressures for individuals and organizations. As an example, the Investing in Canada Infrastructure Program (ICIP) is being adjusted so that provinces and territories can use federal funding on a wider range of more pandemic-resilient infrastructure projects. This could include retrofitting various types of facilities and public spaces to address health and safety measures in place due to COVID-19. The changes are intended to help get more projects underway faster and support longer-term goals of sustainable, economically healthy, low-carbon and inclusive communities.

Alternatives for Consideration – Not Applicable

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: The financial implications of the funding announcements are summarized in the Analysis and Rationale for Recommendations section of Report FCS20071 beginning on page four. Additional details of the implications to the City of Hamilton’s financial position resulting from the announcements and other measures taken by the City of Hamilton will be included in reports scheduled to come before the General Issues Committee (GIC) on September 23, 2020.

Staffing: N/A

Legal: N/A

HISTORICAL BACKGROUND

Council, at its meeting of June 24, 2020, approved GIC Report 20-009 containing Appendix “B” to Report FCS20040(a), “Financial Implications of COVID-19 Response”, which provided a summary of the status of various Federal and Provincial funding announcements that had been made at that time. Report FCS20071 provides additional details with respect to the specific allocation amounts for the City of Hamilton of some of the funding streams and provides information about some other possible funding opportunities. Report FCS20071 seeks Council authority to sign the required documentation to release the funding allocations and prepare the necessary supporting documentation.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

N/A

**SUBJECT: Federal and Provincial Government Municipal Funding
Announcements Update (FCS20071) (City Wide) – Page 4 of 8**

RELEVANT CONSULTATION

The Senior Leadership Team and staff in the affected operating departments were consulted during the development and preparation of Report FCS20071.

ANALYSIS AND RATIONALE FOR RECOMMENDATION(S)

As indicated in Report FCS20040(a), “Financial Implications of COVID-19 Response”, approved by Council at its meeting of June 24, 2020, the City is forecasting an operating deficit of \$61.3 M for 2020 and an additional deficit of \$35.5 M for 2021. Advocacy efforts for financial assistance from senior levels of governments were initiated by the City of Hamilton, GTHA Mayors, City Managers and Treasurers and Federation of Canadian Municipalities and Transit Associations (Canadian Urban Transit Association (CUTA) and Ontario Public Transit Association (OPTA)). On July 27, 2020, the Ontario Government announced an Historic Agreement to Support Municipalities and Transit. The Ontario government, in partnership with the federal government, is providing up to \$4 B in urgently needed one-time assistance to Ontario's 444 municipalities.

Emergency Assistance Funding for Municipalities

On August 12, 2020, the Ontario government, announced details of the up to \$1.6 B of the first round of emergency funding for municipalities under the Federal - Provincial Safe Restart Agreement. This funding is intended to help municipalities continue to effectively deliver critical public services, such as public transit and shelters, as the Province continues down the path of renewal, growth and economic recovery.

Through the Safe Restart Agreement with the federal government, \$695 M will help municipalities address operating pressures related to the COVID-19 pandemic through the first round of emergency funding and over \$666 M will support transit systems.

The City of Hamilton’s share in Phase 1 is over \$44.8 M allocated as follows:

Phase 1 Transit	\$17,211,723
Phase 1 Municipal	<u>\$27,614,200</u>
Phase 1 Total	\$44,825,923

When compared to our originally forecasted 2020 deficit of \$61.6 M, this leaves a gap of \$16.5 M not covered through the most recent announcements. Staff believes that the announcements, combined with other mitigation measures taken by the City and outstanding funding allocations still to be made, will assist in eliminating our forecasted 2020 deficit. Details will be included in the June 30, 2020 Budget Variance and Forecast report planned for the General Issues Committee agenda on September 23, 2020.

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**SUBJECT: Federal and Provincial Government Municipal Funding
Announcements Update (FCS20071) (City Wide) – Page 5 of 8**

The Province is also providing an additional \$212 M through the Social Services Relief Fund to help vulnerable people find shelter.

Transit Service Relief

As part of the Provincial government announcement on July 27, 2020, up to \$2 B in funding is available to municipalities to address transit pressures as a result of COVID-19. On August 12, 2020, Phase 1 of this funding allocated \$666 M to municipalities with transit systems. The City of Hamilton will receive \$17,211,723 as part of this Phase. The estimated COVID-19 related revenue and expenditure pressures for transit for the period being funded (April 1, 2020 to September 30, 2020) is \$19 M.

Phase 1 is intended to provide immediate relief from both revenue and expense pressures related to COVID-19. This Phase applies to pressures incurred between April 1, 2020 and September 30, 2020. The Province will be providing a template for municipalities to report back on these expenditures, as well as, a forecast of eligible expenditures from October 1, 2020 to March 31, 2021.

If the amount of Phase 1 funding exceeds current pressures, the excess funds must be placed in a reserve account to be accessed to support Phase 2 of the program. In order to be eligible for Phase 2, a funding transfer payment agreement will be required. The provincial government has indicated that Phase 2 funding allocations will be structured to achieve ridership growth and transit sustainability. The Ministry of Transportation will consult with municipalities in the Fall. The correspondence received from the Minister of Transportation is attached as Appendix "A" to Report FCS20071. In order for these funds to be released, the City is required to sign an acknowledgement of the conditions of the program.

Recommendations (a) and (b) of Report FCS20071 provide the authority for the General Manager of Finance and Corporate Services to sign this acknowledgement.

Municipal Relief

Staff is seeking clarity as to the timing of details on Municipal Relief and the City of Hamilton allocation of \$27.6 M. Recommendations (a) and (b) of Report FCS20071 provide the authority for the General Manager of Finance and Corporate Services to sign any subsequent acknowledgement letters or required documentation.

Social Services Relief Fund (SSRF)

The City of Hamilton will receive an initial allocation of \$11,323,812 in 2020-21 under Phase 2 of the SSRF Program. The funding will flow through the Community Homelessness Prevention Initiative (CHPI) and be in addition to the initial SSRF Phase 1 funding allocation of \$6,880,000 previously communicated.

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**SUBJECT: Federal and Provincial Government Municipal Funding
Announcements Update (FCS20071) (City Wide) – Page 6 of 8**

In order to receive these funds, the City is required to submit a business case outlining how this allocation will be used. A separate Report HSC20036, “Ministry of Municipal Affairs and Housing Social Services Relief Fund Phase 2”, outlines the proposed use of these funds. The Province has provided a template to be used and the business case must be submitted by September 11, 2020. The stated objectives of this funding are to:

- Mitigate ongoing risk for vulnerable people, especially in congregate settings;
- Encourage long-term housing-based solutions to homelessness post COVID-19; and
- Enhance rent assistance provided to households in rent arrears due to COVID-19.

This funding may be used to offset eligible costs incurred after July 2, 2020. The funding will include an operating component and two capital components. Approximately 30% of the funding will be held back subject to the City submitting an interim report on the use of the funds and projected spending. This report is due by December 15, 2020. The correspondence received from the Minister of Municipal Affairs and Housing is attached as Appendix “B” to Report FCS20071.

Ministry of Health Pandemic Funding

On August 17, 2020, at the Association of Municipalities of Ontario (AMO) Conference, the Honourable Ontario Health Minister, Christine Elliot, announced that the Ontario Public Health units will receive a one-time funding boost of \$47 M to cover the costs of the response to COVID-19 pandemic. Details of the allocation to the Public Health units remain outstanding at time of writing Report FCS20071.

Investing in Canada Infrastructure Program – Resilience Funding Stream

On August 5, 2020, the Federal Government of Canada announced that the Investing in Canada Infrastructure Program (ICIP) is being adjusted so that provinces and territories can use federal funding on a wider range of more pandemic-resilient infrastructure projects. This could include retrofitting various types of facilities and public spaces to address health and safety measures in place due to COVID-19. The changes are intended to help get more projects underway faster and support longer-term goals of sustainable, economically healthy, low-carbon and inclusive communities.

Under a new COVID-19 Resilience Funding Stream of up to \$3.3 B, projects will be eligible for a significantly larger federal cost share – up to 80% for provinces, municipalities and not-for-profit organizations. A simplified funding application process is planned to ensure that projects can get underway as soon as possible and accelerated approvals will ensure that provinces and territories can address pressing needs in a timely manner.

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**SUBJECT: Federal and Provincial Government Municipal Funding
Announcements Update (FCS20071) (City Wide) – Page 7 of 8**

At the time of writing Report FCS20071, staff has not received details about how these changes will be implemented. Staff understands that the new ICIP COVID-19 Resilience Funding Stream will require a decision from the Ontario government to reallocate 10% of its original ICIP allocation which may require a renegotiation of its bilateral agreement with the Federal government. It doesn't appear that there will be new funding as the Infrastructure Canada announcement indicates that the Resilience Stream is funded from reallocating funding from the ICIP Public Transit and ICIP Green Streams. Details are not known at this time as to the impact of the reallocation on existing applications under the existing ICIP Public Transit Stream. Several announcements related to ICIP Public Transit projects have been made in other communities in recent weeks. At the time of writing, staff has not received any indication about the status or timing for any announcement of City of Hamilton projects.

Other Funding Opportunities

Since the onset of the COVID-19 pandemic, there have been numerous announcements from the Federal and Provincial governments regarding funding opportunities to address financial pressures for individuals and organizations. A summary of these announcements and their current status is included as Appendix "C" to Report FCS20071. In some cases, the funding streams may not directly involve municipalities as the funding recipient but may result in an indirect benefit through partnership. The section that follows highlights some recently announced examples.

Canada Healthy Communities Initiative

On August 13, 2020, the Federal Government of Canada announced that the Canada Healthy Communities Initiative will provide up to \$31 M in existing federal funding to support communities as they deploy innovative new ways to adapt spaces and services to respond to immediate and ongoing needs arising from COVID-19 over the next two years. The Initiative will support projects under three main themes:

- Creating Safe and Vibrant Public Spaces
- Improving Mobility Options
- Digital Solutions

Funding for the Initiative is being re-purposed from existing funding for a second Smart Cities Challenge competition to support communities in dealing with the immediate and ongoing challenges posed by COVID-19. Funding under the Initiative will be provided to a non-governmental, not-for-profit organization, or group of organizations, selected through an open call-for-applications process. The recipient(s) will then work directly with municipalities, local governments, Indigenous communities and not-for-profit community partners to identify and fund homegrown solutions that can be put into place quickly to improve the lives of Canadians. The details of how such partnerships are expected to work have not yet been released.

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: Federal and Provincial Government Municipal Funding
Announcements Update (FCS20071) (City Wide) – Page 8 of 8**

Ontario Trillium Foundation Resilient Communities Fund

The Ontario Trillium Foundation has created an \$83 M Resilient Communities fund to support community-based projects that will rebuild the capacity of eligible non-profit organizations impacted by COVID-19. While municipalities are not directly eligible, many of the non-profit organizations that the City works closely with may be interested resulting in potential partnership opportunities.

In addition to the Federal and Provincial Government announcements above, staff is following up on announcements in the summary attached as Appendix “C” to Report FCS20071. In addition, staff is actively seeking out any other service or program specific funding which the City of Hamilton may be eligible for.

ALTERNATIVES FOR CONSIDERATION

Not applicable.

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.

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

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 FCS20071 – Hamilton’s COVID-19 Transit Relief Funding Allocation Letter

Appendix “B” to Report FCS20071 – Hamilton’s Social Services Relief Fund – Phase 2 Allocation Letter

Appendix “C” to Report FCS20071 – COVID-19 Available Funding

KW/dt

**Ministry of
Transportation**

Office of the Minister

777 Bay Street, 5th Floor
Toronto ON M7A 1Z8
416 327-9200
www.ontario.ca/transportation

**Ministère des
Transports**

Bureau de la ministre

777, rue Bay, 5^e étage
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August 12, 2020

107-2020-3242

Mayor Fred Eisenberger
City of Hamilton
71 Main Street West
Hamilton ON L8P 4Y5

Dear Mayor Eisenberger:

Municipalities play a key role in delivering services that people across Ontario rely on and are the frontlines of a safe reopening of the economy. Our government recognizes that municipalities have sustained significant financial pressures as a result of the COVID-19 outbreak and need financial support to ensure they can continue to deliver important services while minimizing the spread of COVID-19.

On July 27, 2020, as part of the federal-provincial Safe Restart Agreement, the Ontario government announced that it had secured up to \$4 billion in one-time emergency assistance to provide Ontario's 444 municipalities with the support they need to respond to COVID-19 and deliver the critical services people rely on every day.

This investment will provide support to municipalities and municipal transit systems to help them deal with financial pressures related to COVID-19, maintain critical services and protect vulnerable people as the province safely and gradually opens. It includes:

- Up to \$2 billion to support municipal operating pressures; and
- Up to \$2 billion to support municipal transit systems.

The Honourable Steve Clark, Minister of Municipal Affairs and Housing, will provide more information on the funding to support municipal operating pressures.

Up to \$2 billion will be available to Ontario's municipalities to address transit pressures. Funding will be allocated in two phases: In Phase 1, \$666 million will be allocated to municipalities with transit systems to help provide immediate relief from the financial pressures of COVID-19; In Phase 2, the balance will be available for municipalities with transit systems to address the ongoing financial pressures of COVID-19 until the end of the provincial fiscal year, or March 31, 2021. A two-phased approach will provide the flexibility to address actual municipal transit pressures, including any impacts of a potential second wave of COVID-19.

.../5

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Financial pressures that are eligible for reimbursement under this program include both financial pressures associated with the need to continue to operate with reduced revenue and new expenses resulting from COVID-19:

- Reduced revenue would include pressures related to, at the ministry's sole discretion, the following:
 - Farebox;
 - Advertising;
 - Parking; and
 - Contracts (e.g., school contracts)
- New expenses incurred in response to the COVID-19 outbreak would include, at the ministry's sole discretion, the following:
 - Cleaning costs [costs not claimed as part of MTO's dedicated cleaning funding program];
 - New contracts;
 - Labour costs;
 - Driver protection;
 - Passenger protection; and
 - Other capital costs.

The ministry program area will consult with transit stakeholders to continue to refine eligible program expenses.

Municipal Transit Funding Phase 1: Immediate Funding

I am pleased to share that the **City of Hamilton** ("Recipient") will receive **\$17,211,723** to support your COVID-19 municipal transit pressures for Phase 1, incurred from April 1, 2020 to September 30, 2020.

Please note that the Recipient is accountable for using this funding for the purpose of addressing the Recipient's COVID-19 municipal transit pressures.

The Recipient is required to report back, using a template to be provided by the ministry, to the province by October 30, 2020 with details on the use of the Phase 1 funds and a forecast of eligible expenditures to March 31, 2021.

If the amount of funding allocated in Phase 1 exceeds the Recipient's COVID-19 municipal transit pressures, the province's expectation is that the Recipient will place the excess funding into a reserve account to be accessed to support Phase 2 COVID-19 municipal transit pressures the Recipient may continue to incur up to March 31, 2021.

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If the amount of funding allocated in Phase 1 is less than the Recipient's COVID-19 municipal transit pressures, the Recipient's report back will support the need for additional funding in advance of Phase 2 reporting. The additional funding is expected to be provided by December 31, 2020. The ministry will provide the Recipient with additional details on the reporting in the coming weeks; responses to information gathering questions are required.

The Recipient will be required to return any unused funds to the province where the funding from Phase 1 is in excess of the eligible expenditures incurred under both Phase 1 and Phase 2.

In the meantime, I am requesting that the municipal treasurer for the Recipient sign the acknowledgement below and return the signed copy to the ministry by email by September 11, 2020 to MTO-COVID_Transit_Funding@ontario.ca.

Please note that the ministry must receive this acknowledgement before making a payment to the Recipient. The province intends to make the Phase 1 payment to the Recipient in September 2020.

Phase 2: Ongoing Support

To be considered for Phase 2 funding, municipalities will be required to submit the reports noted above. Phase 2 funding will consider the reported actual impacts to determine the funding allocations and will be governed by a transfer payment agreement (TPA). The ministry will consult with municipalities on the TPA in Fall 2020.

MTO intends to build specific requirements into the Phase 2 agreements to achieve important transit objectives to promote ridership growth and transit sustainability. These include, for example:

- Ensuring and promoting the safety of public transit systems through the coordinated procurement of new safety materials;
- Requiring that the transit systems drive service sustainability through innovation in route planning and technology, as well as reviewing municipal transit jurisdictions where there are upper- and lower-tier systems operating in the same areas; and
- Requiring that the GTHA municipalities work with the province to make real progress on fare and service integration to provide rider benefits.

In order to achieve these objectives, municipalities will be required to demonstrate their participation and progress in different areas.

-4-

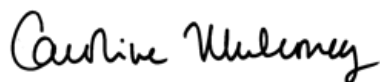
Through the Phase 2 TPAs, the **City of Hamilton** will be required to:

- Engage in consolidated procurement opportunities leveraging Metrolinx and other provincial procurement tools (ALL MUNICIPALITIES)
- Review the lowest performing bus routes and consider whether they may be better serviced by microtransit (ALL MUNICIPALITIES)
- Work with the Province and Metrolinx where appropriate to determine the feasibility of implementing microtransit options on viable routes (ALL MUNICIPALITIES)
- Participate in discussions with the Province on advancing fare and service integration (GTHA & select municipalities)
- Participate in discussions with the Province to optimize transit through new possible governance structures (GTHA & select municipalities)

We are committed to working with municipalities, and their transit systems to refine the processes that will be required, in order to achieve the best possible outcomes as we work together through this recovery period.

Our government is committed to supporting municipal transit, and we will continue to champion the needs of our municipal partners and transit users. Through this historic agreement, municipalities will have the support and flexibility they need to address budget shortfalls related to COVID-19, help limit the spread of the virus, and chart a path to a strong recovery for their communities and for our province.

Sincerely,



Caroline Mulroney
Minister of Transportation

By signing below, I acknowledge that the allocation of **\$17,211,723** is provided to the **City of Hamilton** for the purpose of assisting with COVID-19 municipal transit pressures and that the province expects any funds not required for this purpose in Phase 1 will be put into reserves to support potential COVID-19 municipal transit pressures that you may continue to incur up to March 31, 2021. I further acknowledge that the **City of Hamilton** is expected to report back to the province on COVID-19 municipal transit pressures and the use of this funding.

Name: _____

Title: _____

Signature: _____

Date: _____

**Ministry of
Municipal Affairs
and Housing**

Office of the Minister
777 Bay Street, 17th Floor
Toronto ON M7A 2J3
Tel.: 416 585-7000

**Ministère des
Affaires municipales
et du Logement**

Bureau du ministre
777, rue Bay, 17^e étage
Toronto ON M7A 2J3
Tél. : 416 585-7000



August 12, 2020

Fred Eisenberger
Mayor, City of Hamilton
City Hall 71 Main Street West, 2nd Floor
Hamilton ON L8P 4Y5

Dear Fred Eisenberger:

I am writing to provide you with details regarding the \$150 million in new provincial funding announced by Premier Ford and myself on July 2, 2020, and the additional \$212 million of funding announced on August 12, 2020 as part of the federal-provincial Safe Restart Agreement for a total of \$362 million.

These funds will be made available as part of a second phase of funding under the Social Services Relief Fund (SSRF), and increase the government's total SSRF investment for Service Managers and Indigenous Program Administrators to \$510 million.

I would like to acknowledge the Federal government in their role in this historic agreement. As Premier Ford has indicated, "by working together, we have united the country in the face of the immense challenges brought on by COVID-19 and secured a historic deal with the federal government to ensure a strong recovery for Ontario and for Canada".

Protecting the health and well-being of all Ontarians continues to be our government's number one priority. We appreciate your efforts to assist vulnerable people in your communities throughout the COVID-19 outbreak and understand that additional assistance is needed to meet ongoing needs, including for those struggling to pay rent. Long-term housing solutions is also a priority under SSRF Phase 2, and we encourage investments in this area to allow for greater resiliency for future pandemic waves and emergencies.

To ensure SSRF Phase 2 funding is targeted to where it is needed most, the Ministry will hold back a portion of the total SSRF Phase 2 funding from funding allocations and will determine how to allocate it in the coming months based on public health needs.

I am pleased to inform you that under SSRF Phase 2 City of Hamilton will be eligible to receive an initial planning allocation of **\$11,323,812** in 2020-21.

In addition, and in light of the increasing pressures being experienced by Service Managers, you will receive the remainder of your initial SSRF funding, upon the Ministry receiving a full copy of this letter with the sign-back section completed and signed.

Below are additional details about the SSRF Phase 2 funding.

Business Case Process

Prior to receiving SSRF Phase 2 funds, you will be required to submit a business case to the Ministry. The business case process will provide an opportunity to outline how your initial planning allocation will be used, and will assist the Ministry in ensuring that funds are being directed to communities most in need.

Business cases will be reviewed by an inter-ministerial working group, which will make recommendations on funding decisions. Your initial planning allocation could be subject to change based on COVID-19 needs and emerging public health emergencies across the province, which may result in the re-allocation of funds between service areas. Following the review process, you will be notified of your approved SSRF Phase 2 funding allocation.

The business case template is available through the Transfer Payment Ontario (TPON) system, and must be completed and submitted to the Ministry via TPON by **September 11, 2020**.

Program Details

Similar to the initial SSRF funding provided to you in April 2020, SSRF Phase 2 funding will flow through the Community Homelessness Prevention Initiative (CHPI). For funding provided under SSRF Phase 2, amendments to the CHPI Program Guidelines are set out in the attached Addendum B (SSRF Phase 2 Program Guidelines).

Please note that this funding is in addition to your base 2020-21 CHPI allocation, which the Ministry previously communicated to you on April 17, 2019, and the initial SSRF funding. There will be no change to the program administration or payment process for payments under CHPI.

SSRF Phase 2 will include an operating component and two new capital components. Please refer to the SSRF Phase 2 Program Guidelines for details on eligible use of funding and project approval process.

The objectives of the SSRF Phase 2 funding are to:

1. Mitigate ongoing risk for vulnerable people, especially in congregate settings;
2. Encourage long-term housing-based solutions to homelessness post-COVID-19; and

3. Enhance rent assistance provided to households in rent arrears due to COVID-19.

In recognition of the costs you are facing, funding provided under SSRF Phase 2 may be used to offset eligible costs incurred on or after **July 2, 2020**. The Ministry will require Service Managers to submit an interim report in mid-December on the use of SSRF Phase 2 funds and projected spending.

Approved funding allocations may be subject to re-allocation or adjustment if funds cannot be spent this fiscal year based on the business case and reporting. Details on payment and reporting information can be found in the Program Guidelines for SSRF Phase 2, which are added as Addendum B to the CHPI Guidelines.

This amendment forms part of your Service Manager Service Agreement ("Agreement") and any breach of any of the terms of the Guidelines shall constitute an Event of Default under the Agreement. All other provisions of the Agreement remain in full force and effect.

You are required to sign this letter and return it to the Ministry to confirm your agreement to the terms and conditions of SSRF Phase 2 and to receive the remainder of your initial SSRF funding.

You may submit your signed confirmation via e-mail to:

Jim Adams, Director of the Housing Programs Branch
Ministry of Municipal Affairs and Housing
jim.e.adams@ontario.ca

Thank you to those who participated in confidential consultation sessions, which were organized by Ontario Municipal Social Services Association (OMSSA) to inform the design of the Program Guidelines and business case. I look forward to continuing our work together as we serve the people of Ontario.

Sincerely,



Steve Clark
Minister

Enclosures

c. Janette Smith, Chief Administrative Officer
Edward John, Director of Housing Services

The undersigned agrees to the above letter and to comply with the **Social Services Relief Fund Phase 2 Program Guidelines** attached as Addendum B, as the same may be amended by the Ministry from time to time. The undersigned further agrees to use funds from the Social Services Relief Fund Phase 2 as set out in the Community Homelessness Prevention Initiative Program Guidelines (April 2017), under the Service Manager Service Agreement, including Addendum B to this letter.

The undersigned further agrees to receive the remaining balance of its initial SSRF funding and to use the funding as set out in the Community Homelessness Prevention Initiative Program Guidelines (April 2017), under the Service Manager Service Agreement, including the Notice of Amendment set out in my letter to you dated April 1, 2020.

Service Manager: _____

Name: _____

Title: _____

Date:

Name: _____

Title: _____

Date:

I/We have authority to bind the organization.

Addendum B – Social Services Relief Fund Phase 2 Program Guidelines

COVID-19 Available Funding Last Updated August 14, 2020						
Source	Recipient	Description	Date	Source	Gross Amount	Allocation Method
Federal	Federal	Since February 4, 2020, the Government of Canada has deployed approximately 16 tonnes of personal protective equipment to China, to support its ongoing response to the outbreak.	2/4/2020	https://www.canada.ca/en/global-affairs/news/2020/02/canada-supports-chinas-ongoing-response-to-novel-coronavirus-outbreak.html	N/A	N/A
Federal	Federal	On February 11, 2020, the Government of Canada provided \$2 million to the World Health Organization to help vulnerable countries prepare and respond to coronavirus events.	2/11/2020	https://www.canada.ca/en/global-affairs/news/2020/02/government-of-canada-repatriates-more-canadians-and-their-families-from-wuhan-china.html	\$ 2,000,000	N/A
Federal	Federal	\$7.1 million was provided to support the repatriation of Canadians	3/6/2020	https://www.canada.ca/en/public-health/services/diseases/2019-novel-coronavirus-infection/canadas-reponse/government-canada-takes-action-covid-19.html	\$ 7,000,000	N/A
Federal	Federal	To support the immediate response to the outbreak, \$50 million was allocated to support initial actions, including border and travel measures and sustained activation of the Health Portfolio Operations Centre and the National Microbiology Laboratory.	3/6/2020	https://www.canada.ca/en/public-health/services/diseases/2019-novel-coronavirus-infection/canadas-reponse/government-canada-takes-action-covid-19.html	\$ 50,000,000	N/A
Federal	Federal	On March 6, 2020, the Government of Canada announced an investment of \$27 million to fund coronavirus research. This will support 47 research teams from across Canada, with a focus on accelerating the development, testing, and implementation of measures to deal with the COVID-19 outbreak.	3/6/2020	https://www.canada.ca/en/institutes-health-research/news/2020/03/government-of-canada-invests-27m-in-coronavirus-research.html	\$ 27,000,000	N/A
Federal	Federal	Help Canadians make informed decisions and take action to protect their health and their communities by providing \$50 million to support the Public Health Agency of Canada's COVID-19 communications and public education efforts.	3/11/2020	https://pm.gc.ca/en/news/news-releases/2020/03/11/prime-minister-outlines-canadas-covid-19-response	\$ 50,000,000	N/A
Federal	Federal	Support federal public health measures such as enhanced surveillance, increased testing at the National Microbiology Laboratory, and ongoing support for preparedness in First Nations and Inuit communities, by providing \$100 million. This is in addition to an initial \$50 million that was provided to support the immediate public health response.	3/11/2020	https://pm.gc.ca/en/news/news-releases/2020/03/11/prime-minister-outlines-canadas-covid-19-response	\$ 100,000,000	N/A
Federal	Federal	Enhance Canada's capacity in research and development, including research on medical countermeasures, including antivirals, vaccine development and support for clinical trials, by providing \$275 million in additional funding building on top of the recent \$27 million announcement to fund coronavirus research in Canada.	3/11/2020	https://pm.gc.ca/en/news/news-releases/2020/03/11/prime-minister-outlines-canadas-covid-19-response	\$ 275,000,000	N/A

Federal	Federal	Address the worldwide outbreak and help more vulnerable countries prepare for and respond to the virus by contributing an additional \$50 million to support the efforts of the World Health Organization and other partners.	3/11/2020	https://pm.gc.ca/en/news/news-releases/2020/03/11/prime-minister-outlines-canadas-covid-19-response	\$ 50,000,000	N/A
Federal	Provincial/Municipal	Further support public health preparedness by providing \$500 million to provinces and territories for critical health care system needs and to support mitigation efforts as needed. This could include help to support with access to testing, acquisition of equipment, and to enhance surveillance and monitoring. Financial considerations should not and will not be an obstacle to hospitals and health systems making the necessary preparations. Note: Included in Provincial funding	3/11/2020	https://pm.gc.ca/en/news/news-releases/2020/03/11/prime-minister-outlines-canadas-covid-19-response	\$ 500,000,000	Ontario's portion is included in the Provincial distribution of funds
Federal	Provincial/Municipal	Ensure adequate supplies of personal protective equipment like surgical masks, face shields, and isolation gowns by providing \$50 million to the Public Health Agency of Canada to support purchases for provinces and territories, as well as to address federal needs. Note: Included in Provincial funding	3/11/2020	https://pm.gc.ca/en/news/news-releases/2020/03/11/prime-minister-outlines-canadas-covid-19-response	\$ 50,000,000	Ontario's portion is included in the Provincial distribution of funds
Federal	Municipal	Enhancing the Reaching Home initiative We continue to support people experiencing homelessness during the COVID-19 outbreak by providing \$157.5 million to the Reaching Home initiative.	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	\$ 157,500,000	Incremental funding allocation - 20% must go towards indigenous community
Federal	Municipal	We are pleased to inform you that your request for additional Reaching Home funding to support your COVID-19 homelessness response in Hamilton under the Designated Communities funding stream has been retained and approved in the amount of \$376,584. A departmental representative will communicate with you in the coming days to discuss the receipt of these funds.	7/14/2020			Requested additional funding
Provincial	Municipal	Ontario is extending one-time mitigation funding for an additional calendar year for public health units, which gives a 10 per cent increase to the municipality funding dedicated to these units.	3/12/2020	https://www.municipalworld.com/press-releases/protect-from-covid-19/	N/A	2019 Funding Agreement for PH
Provincial	Municipal	Ontario Works - continuation of Funding to 2021			N/A	Amount was already included in 2020 budget to October, 2020
Provincial	Provincial	\$100 million for increased capacity in hospitals to assist with the effective treatment of COVID-19 patients both in critical care and medicine beds. Note: May include Federal funding	3/17/2020	https://news.ontario.ca/opo/en/2020/03/ontario-enacts-declaration-of-emergency-to-protect-the-public.html	\$ 100,000,000	N/A
Provincial	Municipal	\$50 million for more testing and screening through public health, including additional funding to support extraordinary costs incurred to monitor, detect and contain COVID-19 in the province. This includes contact tracing, increased laboratory testing capacity and home testing. Note: May include Federal funding	3/17/2020	https://news.ontario.ca/opo/en/2020/03/ontario-enacts-declaration-of-emergency-to-protect-the-public.html	\$ 50,000,000	Confirmation has been received but allocation is not yet determined
Provincial	Provincial/Municipal	\$50 million to further protect frontline workers, first responders and patients by increasing the supply of personal protective equipment and other critical supplies and equipment to protect them Note: May include Federal funding	3/17/2020	https://news.ontario.ca/opo/en/2020/03/ontario-enacts-declaration-of-emergency-to-protect-the-public.html	\$ 50,000,000	Confirmation has been received but allocation is not yet determined

Provincial	Municipal	\$25 million to support frontline workers working in COVID-19 assessment centres, including the creation of a new fund to provide respite care, child care services and other supports as they are needed. Note: May include Federal funding	3/17/2020	https://news.ontario.ca/opo/en/2020/03/ontario-enacts-declaration-of-emergency-to-protect-the-public.html	\$ 25,000,000	Confirmation has been received but allocation is not yet determined
Provincial	Municipal	\$50 million for long-term care homes to support 24/7 screening, additional staffing to support infection control and additional supplies. Note: May include Federal funding Note: Amount has since been included in total \$243 M surge capacity funding envelope for LTC announced on Mar. 25, 2020	3/17/2020	https://news.ontario.ca/opo/en/2020/03/ontario-enacts-declaration-of-emergency-to-protect-the-public.html	\$ 50,000,000	\$37,500 per home payment due to each LTC home in April 2019 (to be received in 2 payments in late March and April)
Provincial	Municipal	\$20 million for residential facilities in developmental services, gender-based services and protective care for children and youth to support additional staffing, respite for caregivers impacted by school closures, personal protective equipment and supplies and transportation costs to minimize client exposure and to support social distancing, as well as additional cleaning costs. Note: May include Federal funding	3/17/2020	https://news.ontario.ca/opo/en/2020/03/ontario-enacts-declaration-of-emergency-to-protect-the-public.html	\$ 20,000,000	Have not received notice - unsure whether any funding will be available to the City
Provincial	Provincial	\$5 million to protect seniors in retirement homes through increased infection control and active screening procedures. Note: May include Federal funding	3/17/2020	https://news.ontario.ca/opo/en/2020/03/ontario-enacts-declaration-of-emergency-to-protect-the-public.html	\$ 5,000,000	Have not received notice - unsure whether any funding will be available to the City
Provincial	Provincial	\$4 million for Indigenous communities to support transportation costs for health care professionals and the distribution of critical supplies. Note: May include Federal funding	3/17/2020	https://news.ontario.ca/opo/en/2020/03/ontario-enacts-declaration-of-emergency-to-protect-the-public.html	\$ 4,000,000	N/A
Provincial	Provincial/Municipal	Committing to a dedicated \$1.0 billion COVID-19 contingency fund for emerging needs related to the COVID-19 outbreak.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 1,000,000,000	N/A
Provincial	Provincial	Investing \$935 million for the hospital sector, including \$594 million to accelerate progress on the government's commitment to address capacity issues, as well as \$341 million for an additional 1,000 acute care and 500 critical care beds and additional assessment centres.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 935,000,000	N/A
Provincial	Provincial/Municipal	\$2.5 billion reserve	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 2,500,000,000	N/A

Provincial	Provincial/Municipal	increased contingency fund of \$1.3 billion to provide continued flexibility to respond to changing global circumstances	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 1,300,000,000	N/A
Provincial	Municipal	Increasing public health funding by \$160 million to support COVID-19 monitoring, surveillance, and laboratory and home testing, while also investing in virtual care and Telehealth Ontario.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 160,000,000	Confirmation has been received but allocation is not yet determined
Provincial	Municipal	Investing \$243 million for surge capacity in the long-term care sector, as well as funding for 24/7 screening, more staffing to support infection control, and supplies and equipment to help tackle the COVID-19 outbreak.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 243,000,000	Confirmation has been received but allocation is not yet determined
Provincial	Municipal	Investing \$75 million to supply personal protective equipment and critical medical supplies to front-line staff to tackle COVID-19.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 75,000,000	Have not received notice - unsure whether any funding will be available to the City
Provincial	Municipal/Individuals	The Ontario government is providing \$200 million in social services relief funding to help protect the health and safety of the province's most vulnerable people in response to the outbreak of COVID-19.	3/23/2020	https://news.ontario.ca/opo/en/2020/03/ontario-protecting-the-most-vulnerable-during-covid-19-crisis.html	\$ 200,000,000	Funding envelope is split between Social Housing (\$148 M) and Ontario Works (\$52 M). CHPI allocation for Housing received - allocation for OW not yet received
Federal	Businesses/Individuals	Provide support to workers in quarantine or who have been directed to self-isolate who will claim Employment Insurance (EI) sickness benefits by waiving the mandatory one-week waiting period so they can be paid for the first week of their claim. We are exploring additional measures to support other affected Canadians, including income support for those who are not eligible for EI sickness benefits	3/16/2020	https://www.canada.ca/en/employment-social-development/corporate/notices/coronavirus.html	\$ 5,000,000	N/A
Federal	Businesses/Individuals	Introduce enhancements to the Work-Sharing program to help support employers and their workers who are experiencing a downturn in business due to COVID-19. Work-sharing helps keep workers employed and able to receive income support even as their hours of work may be reduced. These enhancements will double the length of time that employers and workers are eligible to use work-share from 38 to 76 weeks, and streamline processes so help can be accessed as soon as possible.	3/16/2020	https://www.canada.ca/en/employment-social-development/corporate/notices/coronavirus.html	\$ 12,000,000	N/A

Federal	Businesses/Individuals	To support businesses during this extraordinary time, the government is establishing a Business Credit Availability Program (BCAP). The program will further support financing in the private sector through the Business Development Bank of Canada (BDC) and Export Development Canada (EDC). Under this program, BDC and EDC will enhance their cooperation with private sector lenders to coordinate financing and credit insurance solutions for Canadian businesses. This will allow BDC and EDC to provide more than \$10 billion of additional support to businesses.	3/13/2020	https://www.canada.ca/en/department-finance/news/2020/03/canada-outlines-measures-to-support-the-economy-and-the-financial-sector.html	N/A	N/A
Federal	Businesses/Individuals	The Office of the Superintendent of Financial Institutions (OSFI) is lowering the Domestic Stability Buffer requirement for domestic systemically important banks by 1.25% of risk weighted assets, effective immediately. This action will increase the lending capacity of Canada's large banks and support the supply of credit to the economy during the period of disruption related to COVID-19. The release of the buffer will support in excess of \$300 billion of additional lending capacity.	3/13/2020	https://www.canada.ca/en/department-finance/news/2020/03/canada-outlines-measures-to-support-the-economy-and-the-financial-sector.html	N/A	N/A
Federal	Individuals	providing an extra \$300 per child through the Canada Child Benefit (CCB) for 2019-20.	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	\$ 2,000,000,000	N/A
Federal	Individuals	providing a one-time special payment by early May through the Goods and Services Tax credit for low- and modest-income families. The average additional benefit will be close to \$400 for single individuals and close to \$600 for couples.	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	\$ 5,500,000,000	N/A
Federal	Individuals	We are deferring the filing due date for the 2019 tax returns of individuals. For individuals (other than trusts), the return filing due date will be deferred until June 1, 2020. We will also allow any new income tax balances due, or instalments, to be deferred until after August 31, 2020 without incurring interest or penalties.	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	N/A	N/A

Federal	Individuals	<p>The new Canada Emergency Response Benefit</p> <p>Taxable benefit of \$2,000 a month for up to 4 months to:</p> <ul style="list-style-type: none"> •workers who must stop working due to COVID19 and do not have access to paid leave or other income support. •workers who are sick, quarantined, or taking care of someone who is sick with COVID-19. •working parents who must stay home without pay to care for children that are sick or need additional care because of school and daycare closures. •workers who still have their employment but are not being paid because there is currently not sufficient work and their employer has asked them not to come to work. •wage earners and self-employed individuals, including contract workers, who would not otherwise be eligible for Employment Insurance. 	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	\$ 10,000,000,000	N/A
Federal	Individuals	<p>A new Indigenous Community Support Fund</p> <p>We will provide \$305 million for a new distinctions-based Indigenous Community Support Fund to address immediate needs in First Nations, Inuit, and Métis Nation communities.</p>	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	\$ 305,000,000	N/A
Federal	Individuals	<p>Support for women's shelters and sexual assault centres</p> <p>We are supporting women and children fleeing violence, by providing up to \$50 million to women's shelters and sexual assault centres to help with their capacity to manage or prevent an outbreak in their facilities.</p>	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	\$ 50,000,000	N/A
Federal	Individuals	<p>Reduced minimum withdrawals for Registered Retirement Income Funds</p> <p>We are reducing the required minimum withdrawals from Registered Retirement Income Funds (RRIFs) by 25% for 2020.</p>	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	N/A	N/A
Federal	Individuals	<p>A moratorium on the repayment of Canada Student Loans</p> <p>Effective March 30, we are placing a six-month interest-free moratorium on the repayment of Canada Student Loans for all student loan borrowers. No payment will be required and interest will not accrue during this time.</p>	3/18/2020	https://www.canada.ca/en/department-finance/economic-response-plan/covid19-individuals.html#sick_quarantined_self_isolation_new_canada_emergency_response_benefit	N/A	N/A
Provincial	Businesses/Individuals	<p>For a 45-day period, the government is working to suspend time-of-use electricity rates, holding electricity prices to the off-peak rate of 10.1 cents-per-kilowatt-hour. This reduced price will be available 24 hours per day, seven days a week to all time-of-use customers, who make up the majority of electricity consumers in the province. By switching to a fixed off-peak rate, time-of-use customers will see rate reductions of over 50 per cent compared to on-peak rates.</p>	3/24/2020	https://news.ontario.ca/opo/en/2020/03/ontario-providing-electricity-relief-to-families-small-businesses-and-farms-during-covid-19.html	N/A	N/A

Provincial	Businesses/Individuals	Helping families pay for the extra costs associated with school and daycare closures during the COVID-19 outbreak by providing a one-time payment of \$200 per child up to 12 years of age, and \$250 for those with special needs, including children enrolled in private schools.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	N/A	N/A
Provincial	Businesses/Individuals	Proposing to double the Guaranteed Annual Income System (GAINS) payment for low-income seniors for six months.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	N/A	N/A
Provincial	Businesses/Individuals	Supporting more affordable electricity bills for eligible residential, farm and small business consumers, by providing approximately \$5.6 billion for electricity cost relief programs in 2020-21, which is an increase of approximately \$1.5 billion compared to the 2019 Budget plan.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	N/A	N/A
Provincial	Businesses/Individuals	Further supporting more affordable electricity bills by setting electricity prices for residential, farm and small business time-of-use customers at the lowest rate, known as the off-peak price, 24 hours a day for 45 days to support ratepayers in their increased daytime electricity usage as they respond to the COVID-19 outbreak, addressing concerns about time-of-use metering.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	N/A	N/A
Provincial	Businesses/Individuals	Cutting taxes by \$355 million for about 57,000 employers through a proposed temporary increase to the Employer Health Tax (EHT) exemption.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 355,000,000	N/A
Provincial	Businesses/Individuals	Providing \$9 million in direct support to families for their energy bills by expanding eligibility for the Low-income Energy Assistance Program (LEAP) and ensuring that their electricity and natural gas services are not disconnected for nonpayment during the COVID-19 outbreak.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 9,000,000	N/A
Provincial	Businesses/Individuals	Providing emergency child care options to support parents working on the front lines, such as health care workers, police officers, firefighters and correctional officers.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	N/A	N/A

Provincial	Businesses/Individuals	Enhancing funding by \$148 million for charitable and non-profit social services organizations such as food banks, homeless shelters, churches and emergency services to improve their ability to respond to COVID-19, by providing funding directly to Consolidated Municipal Service Managers and District Social Service Administration Boards who would allocate this funding based on local needs.	3/25/2020	https://news.ontario.ca/mof/en/2020/03/ontarios-action-plan-responding-to-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=o	\$ 148,000,000	N/A
Provincial	Provincial	The government of Ontario is providing an emergency payment of more than \$2.7 million to support services for victims of domestic violence and other violent crimes during the COVID-19 crisis.	4/2/2020	https://news.ontario.ca/mag/en/2020/04/ontario-strengthening-victims-services-in-response-to-covid-19.html	\$ 2,700,000	N/A
Provincial	Municipal	the government is investing \$1.3 million in technology to help courts and tribunals continue the transition to remote operations	4/2/2020	https://news.ontario.ca/mag/en/2020/04/ontario-strengthening-victims-services-in-response-to-covid-19.html	\$ 1,300,000	N/A
Provincial	Businesses	Ontario government is launching a new \$50 million Ontario Together Fund to help businesses provide innovative solutions or retool their operations in order to manufacture essential medical supplies and equipment, including gowns, coveralls, masks, face shields, testing equipment and ventilators.	4/1/2020	https://news.ontario.ca/opo/en/2020/04/ontario-joins-forces-with-the-private-sector-to-fight-covid-19.html	\$ 50,000,000	N/A
Provincial	Individuals	The province is also distributing \$25 million in additional funding to publicly-assisted colleges, universities and Indigenous Institutes to help address each institution's most pressing needs in the wake of the COVID-19 outbreak such as deep cleaning, purchasing medical supplies or offering mental health supports.	3/31/2020	https://news.ontario.ca/maesd/en/2020/03/province-supports-postsecondary-students-during-covid-19.html	\$ 25,000,000	N/A
Provincial	Municipal	Approximately \$23 million for a minor capital program that will support the ongoing repair of homes and allow operators to maintain safe and modern facilities for their residents.	3/25/2020	https://budget.ontario.ca/2020/marchupdate/action-plan.html	\$ 23,000,000	N/A
Provincial	Municipal	\$61 million for publicly funded vaccines to support the province's immunization program to maintain high immunization rates and help prevent disease outbreaks.	3/25/2020	https://budget.ontario.ca/2020/marchupdate/action-plan.html	\$ 61,000,000	N/A
Provincial	Municipal/Individuals	Ontario Offers Emergency Child Care to More Frontline Staff	4/17/2020	https://news.ontario.ca/opo/en/2020/04/ontario-offers-emergency-child-care-to-more-frontline-staff.html?utm_source=ondemand&utm_medium=email&utm_campaign=p		
Provincial	Municipal/Individuals	More Frontline Workers Eligible for Emergency Child Care. The Ontario government is further expanding the list of essential workers eligible to receive free emergency child care during the COVID-19 outbreak.	4/29/2020	https://news.ontario.ca/opo/en/2020/04/more-frontline-workers-eligible-for-emergency-child-care.html?utm_source=ondemand&utm_medium=email&utm_campaign=p		

Provincial	Municipal	Ontario Takes Immediate Steps to Further Protect Long-Term Care Residents and Staff During COVID-19 Outbreak	4/22/2020	https://news.ontario.ca/opo/en/2020/04/ontario-takes-immediate-steps-to-further-protect-long-term-care-residents-and-staff-during-covid-19.html?utm_source=ondemand&utm_medium=email&utm_campaign=p		
Provincial	Municipal	Ontario Provides Urgent Relief for Small Businesses and Landlords	4/24/2020	https://news.ontario.ca/opo/en/2020/04/ontario-provides-urgent-relief-for-small-businesses-and-landlords.html?utm_source=ondemand&utm_medium=email&utm_campaign=p		Do we qualify as a landlord?
Provincial	Municipal	Ontario Supporting Frontline Heroes of COVID-19 with Pandemic Pay	4/25/2020	https://news.ontario.ca/opo/en/2020/04/pandemic-pay-provides-support-for-frontline-workers-fighting-covid-19.html		Which frontline employees qualify?
Provincial	Municipal	Ontario Government Supporting Parents as Economy Reopens. The Ontario Government is protecting licensed child care in Ontario during the COVID-19 outbreak by ensuring parents retain access to local licensed child care, as well as EarlyON Child and Family Centres. The government unveiled a plan that, together with federal and municipal partnership, provides supports to licensed child care providers to ensure they remain sustainable and ready to open when parents return to work.	5/9/2020	https://news.ontario.ca/edu/en/2020/05/ontario-government-supporting-parents-as-economy-reopens.html?utm_source=ondemand&utm_medium=email&utm_campaign=p		
Provincial	Municipal	Ontario Takes Steps to Better Protect Long-Term Care Residents and Staff During the COVID-19 Outbreak.	5/13/2020	https://news.ontario.ca/opo/en/2020/05/ontario-takes-steps-to-better-protect-long-term-care-residents-and-staff-during-the-covid-19-outbreak.html?utm_source=ondemand&utm_medium=email&utm_campaign=p		

N/A
N/A
N/A
\$ 2,274,966
\$ 376,584
\$ 1,400,000
\$ 1,100,000
N/A
N/A
N/A

N/A
N/A
\$ 152,000
N/A
\$ 6,880,800
N/A
N/A

N/A
N/A
N/A
N/A
N/A

N/A
N/A
N/A
N/A
N/A
N/A

**Funding Announcements with Implications for Municipalities
 COVID-19 Pandemic Response
 As of August 14, 2020**


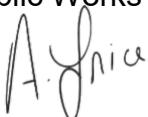

Item #	Type	Funding Announcement	Date	Available Funding	City of Hamilton Allocation	Status
1	Provincial	Ontario is extending one-time mitigation funding for an additional calendar year (2021) for public health units, which gives a 10 per cent increase to the municipality funding dedicated to these units. Funding has been made available for primary operations and can be used for expenses related to COVID-19 pandemic response.	3/12/2020	N/A	N/A	Application process not defined
2	Provincial	Ontario Works funding agreement to continue at 2019 levels and not to be reduced to the 2020 amount. Additional \$1,100,000 confirmed over 2020 budgeted amounts.	3/12/2020	N/A	\$ 1,100,000	Confirmed
3	Provincial	\$50 million for more testing and screening through public health, including additional funding to support extraordinary costs incurred to monitor, detect and contain COVID-19 in the province. This includes contact tracing, increased laboratory testing capacity and home testing. Unknown if this funding envelope will be made available for municipalities.	3/17/2020	\$ 50,000,000	N/A	Application process not defined
4	Provincial	\$25 million to support frontline workers working in COVID-19 assessment centres, including the creation of a new fund to provide respite care, child care services and other supports as they are needed. Unknown if this funding envelope will be made available for municipalities.	3/17/2020	\$ 25,000,000	N/A	Application process not defined
5	Provincial	\$50 million for long-term care homes to support 24/7 screening, additional staffing to support infection control and additional supplies. Total long-term care funding envelope expanded to \$243,000,000 on March 25, 2020 announcement: Ontario's Action Plan: Responding to COVID-19 (item 8).	3/17/2020	\$ 50,000,000	\$ 150,000	Confirmed
6	Provincial	\$20 million for residential facilities in developmental services, gender-based services and protective care for children and youth to support additional staffing, respite for caregivers impacted by school closures, personal protective equipment and supplies and transportation costs to minimize client exposure and to support social distancing, as well as additional cleaning costs. Unknown if this funding envelope will be made available for municipalities.	3/17/2020	\$ 20,000,000	N/A	Application process not defined
7	Provincial	The Ontario government is providing \$200 million in social services relief funding to help protect the health and safety of the province's most vulnerable people in response to the outbreak of COVID-19.	3/23/2020	\$ 200,000,000	\$ 6,880,800	Confirmed
8	Provincial	Investing \$243 million for surge capacity in the long-term care sector, as well as funding for 24/7 screening, more staffing to support infection control, and supplies and equipment to help tackle the COVID-19 outbreak. Funding envelope includes previously announced funding in item 5 - City of Hamilton has received confirmation of payments of \$150K and \$152K in support of long-term care homes COVID-19 response.	3/25/2020	\$ 243,000,000	\$ 152,000	Confirmed
9	Provincial	Investing \$75 million to supply personal protective equipment and critical medical supplies to front-line staff to tackle COVID-19. City of Hamilton has submitted an application for paramedics - unknown at this time whether additional applications will be made available for other front-line support agencies.	3/25/2020	\$ 75,000,000	\$ 2,470,643	Application Pending
10	Federal	Enhancing the Reaching Home initiative - the Federal government committed to continue to support people experiencing homelessness during the COVID-19 outbreak by providing \$157.5 million to the Reaching Home initiative.	3/30/2020	\$ 157,500,000	\$ 2,274,966	Confirmed
11	Federal	Received additional funding from the Reaching Home initiative to support the COVID-19 homelessness response in Hamilton under the Designated Communities funding stream.	7/14/2020	N/A	\$ 376,584	Confirmed
12	Provincial	COVID Emergency Funding for Community Mental Health & Addictions - 2020-21 - submitted funding proposal 4/16/20	4/9/2020	\$ 5,000,000	\$ 20,250	Application Pending
13	Provincial	Extraordinary Expenses Associated with COVID-19 (Ministry of Health) Funding has been made available for extraordinary measures in light of the COVID-19 pandemic response but the costs are over and above what can be managed from within the budget of the Board of Health.	4/23/2020	\$ 100,000,000	N/A	Application process not defined

Item #	Type	Funding Announcement	Date	Available Funding	City of Hamilton Allocation	Status
14	Provincial	Ontario Provides Urgent Relief for Small Businesses and Landlords: the province is committing \$241 million through the new Ontario-Canada Emergency Commercial Rent Assistance Program (OCECRA). Unclear whether the City of Hamilton will qualify as a landlord.	4/24/2020	\$ 241,000,000	N/A	Application process not defined
15	Provincial	Ontario Supporting Frontline Heroes of COVID-19 with Pandemic Pay (Temporary Pandemic Pay).	4/25/2020	N/A	N/A	Application to be submitted once final costs are known
16	Federal (FCM)	Community Response Fund for Vulnerable Populations: with a \$10 million donation from CMAF, designated cities and communities will receive funding to identify and target urgent local responses to COVID-19 that improve the health and well-being of vulnerable populations. This will complement funding provided through federal homelessness programs, allowing municipalities to target additional needs and improve the resiliency of efforts to support vulnerable populations through the pandemic.	5/11/2020	\$ 10,000,000	\$ 345,500	Application Pending
17	Provincial	The Ontario government is providing \$30 million to municipalities through the Connecting Links Program for 2021-22 to build, repair or replace local roads and bridges. This investment will help create jobs and keep people and goods moving as the province continues to recover from COVID-19.	8/7/2020	\$ 30,000,000	N/A	Application through Connecting Links
18	Provincial	Safe Restart Agreement: the Ontario government, in partnership with the federal government, is providing \$234.6 million in funding to keep children and staff safe in child care and early years settings. This funding will help support enhanced cleaning costs as well as health and safety requirements set out to support the reopening of licensed child care and early years programs. This funding is in addition to the Ontario government's continued commitment to stabilize the child care sector as many Ontarians return to work. Funding is part of the Safe Restart Agreement and is included in the \$1,390,000,000 funding envelope in item 19.	8/7/2020	\$ 234,600,000	N/A	Application process not defined
19	Provincial	Safe Restart Agreement: in Fall 2020, Ontario's 444 municipalities will receive \$695 million in Phase 1 funding to help address municipal operating pressures related to the COVID-19 pandemic. This funding will be allocated on a per household basis and would be shared 50/50 between upper- and lower-tier municipalities. Up to \$695 million in additional funding will be available through Phase 2 to eligible municipalities after municipalities have provided the province with information on their estimated COVID-19 related financial pressures. Unclear whether this funding envelope includes previously announced funding.	8/12/2020	\$ 1,390,000,000	N/A	Application process not defined
20	Provincial	Safe Restart Agreement: in addition to the support for municipalities, the government is providing over \$660 million in the first phase of transit funding to the 110 municipalities with transit systems. The funding can be used to provide immediate relief from transit pressures, such as lower ridership, as well as for new costs due to COVID-19, such as enhanced cleaning and masks for staff. In the second phase, additional allocations will be provided based on expenses incurred to ensure the funding meets the needs of municipalities. As part of the Safe Restart Agreement with the federal government, up to \$2 billion is being provided to support public transit in Ontario.	8/12/2020	\$ 2,000,000,000	\$ 17,211,723	Phase 1 has been confirmed Phase 2 allocation is pending
21	Provincial	Safe Restart Agreement: Ontario is also providing municipal service managers and Indigenous housing partners with an additional \$212 million under the Social Services Relief Fund to help protect vulnerable people from COVID-19. This investment can help them protect homeless shelter staff and residents, expand rent support programming and create longer-term housing solutions. This brings the government's total Social Services Relief Fund investment provided to service managers and Indigenous program administrators to \$510 million, and builds on the government's COVID-19 Action Plan to Protect Vulnerable Ontarians. Funding envelope includes previously announced funding in item 7 - City of Hamilton has received confirmation of payments of \$6,880,800 and \$11,323,812 from the Social Services Relief Fund.	8/12/2020	\$ 510,000,000	\$ 11,323,812	Confirmed
22	Provincial	On August 17 th , 2020, at the Association of Municipalities of Ontario (AMO) conference, the Honourable Ontario Health Minister, Christine Elliot announced that the Ontario Public Health units will receive a one-time funding boost of \$47M to cover the costs of the response to COVID-19 pandemic.	8/17/2020	\$ 47,000,000	N/A	Application process not defined

Item #	Type	Funding Announcement	Date	Available Funding	City of Hamilton Allocation	Status
23	Federal	Federal Government of Canada announced that the Investing in Canada Infrastructure Program (ICIP) is being adjusted so that provinces and territories can use federal funding on a wider range of more pandemic-resilient infrastructure projects. Under a new COVID-19 Resilience funding stream of up to \$3.3 billion, projects will be eligible for a significantly larger federal cost share – up to 80 per cent for provinces, municipalities and not-for-profit organizations. It doesn't appear that there will be new funding as the Infrastructure Canada announcement indicates that the resilience stream is funded from reallocating funding from the ICIP - Public Transit and ICIP - Green streams	8/5/2020	\$ 3,300,000,000	N/A	Application process not defined



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Growth Management Division
and
PUBLIC WORKS DEPARTMENT
Hamilton Water Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 9, 2020
SUBJECT/REPORT NO:	Airport Employment Growth District (AEGD) Wastewater Servicing Update and Capacity Allocation Policy (PED20040/PW20055) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Guy Paparella (905) 546-2424 Ext. 5807 Andrew Grice (905) 546-2424 Ext. 1461
SUBMITTED BY:	Tony Sergi Senior Director, Growth Management Planning and Economic Development Department
SIGNATURE:	
SUBMITTED BY:	Andrew Grice Director, Hamilton Water Public Works Department
SIGNATURE:	
SUBMITTED BY:	Gord McGuire Director, Engineering Services Division Public Works Department
SIGNATURE:	

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: AEGD Wastewater Servicing Update and Capacity Allocation Policy (PED20040/PW20055) (City Wide) - Page 2 of 9

RECOMMENDATION(S)

- (a) That Planning and Economic Development staff be directed to consult with relevant stakeholders and report back to General Issues Committee on the implementation of the Airport Employment Growth District Wastewater Capacity Allocation Policy, attached as Appendix “B” to Report PED20040 / PW20055, including:
- (i) The annual solicitation / receipt of wastewater conveyance and treatment capacity allocation requests;
 - (ii) The format / content of the Airport Employment Growth District Wastewater Capacity Agreement;
 - (iii) The amount / deposit / payment method of current wastewater capacity allocation Development Charge Fees; and,
 - (iv) Any other implementation issues that may arise.
- (b) That, until such time as Council approves a Wastewater Capacity Allocation Policy for the Airport Employment Growth District, Planning and Economic Development staff be directed to include a standard condition for all development applications and approvals that require wastewater capacity allocation requiring the applicant to receive written confirmation (including an expiry date) from the Senior Director of Growth Management that adequate wastewater capacity exists and has been allocated for the development application, prior to proceeding with detailed engineering design; and,
- (c) That Planning and Economic Development staff be directed to formulate a City-Wide Wastewater Capacity Allocation Policy and report back to General Issues Committee in Q4 2021.

EXECUTIVE SUMMARY

The City of Hamilton, as the Development Approval Authority, determines and allocates wastewater conveyance and treatment capacity for all approved development. City Council has recently approved and invested substantial capital in wastewater infrastructure in and around the Airport Employment Growth District (AEGD) to support a growing, prosperous and healthy community. In order to maintain the provision of wastewater conveyance and treatment capacity in the AEGD, policies and guidelines are necessary to provide a consistent, fair, equitable and financially sustainable process in which wastewater capacity can be managed and aligned with the City’s growth strategy and priorities. The purpose of this report is to provide Council with an update

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**SUBJECT: AEGD Wastewater Servicing Update and Capacity Allocation Policy
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on the status of AEGD servicing upgrades and to seek direction to consult with the relevant stakeholders and report back to General Issues Committee on the implementation of an Airport Employment Growth District Wastewater Capacity Allocation Policy intended to improve wastewater service delivery needed to protect the public health, safety, environment and quality of life of its citizens and developers. Appendix "B" to this Report outlines the Policy for which staff is seeking endorsement.

Alternatives for Consideration – Not Applicable

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: There are no financial implications associated with the approval report.

Staffing: There are no staffing implications associated with the approval of this report.

Legal: Legal staff will review the format / content of the proposed Airport Employment Growth District Wastewater Capacity Agreement and Policy prior to staff reporting back to General Issues Committee.

HISTORICAL BACKGROUND

The AEGD is a planned development area of 551 net developable hectares of employment land per the Secondary Plan. The Secondary Plan is bounded by Garner Road East and Twenty Road West to the north; Upper James Street to the west; Whitechurch Road West to the south; and, Fiddler's Green Road to the east, all of which has been designed to provide for a major business park development which effectively integrates with and complements the existing John C. Munro Hamilton International Airport.

City Council approved the creation of the AEGD through an Urban Boundary Expansion and Official Plan Amendment in 2010. Council's decision was appealed to the Ontario Municipal Board, which ultimately confirmed the boundary expansion and establishment of the AEGD on February 17, 2015.

The AEGD provides the opportunity to create a new employment area which improves live-work opportunities and helps meet provincial employment targets for the City. It supports the Airport as important infrastructure and as an economic driver, supports long-term prosperity, contributes to quality of life, and establishes a gateway for economic and goods movements for the City. In particular, the AEGD is intended to offer a range of employment and employment-related land uses in the context of an eco-industrial park, which provides for prestige industrial, light industrial, airport-related business and institutional development as well as an environmental footprint that is

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managed through a range of urban design and eco-friendly sustainable design techniques. All of which allows for the development of land uses consistent with the character of surrounding lands.

The long-term servicing strategy for the AEGD is set out in the Water and Wastewater Master Plans which were approved as part of the Ontario Municipal Board decision. These Master Plans are comprised of two Servicing Phases. The development of the Phase One Servicing Area was based on existing Municipal water and wastewater servicing infrastructure provisions at the time of the AEGD approval. Phase Two Servicing Area is dependent on the extension of the Dickenson Road Wastewater Trunk Sewer project.

With a renewed focus on air cargo / transportation, the City of Hamilton has a prime opportunity to develop and promote the AEGD as a North American Gateway hub for logistics, distribution and goods movement. Interest for development in the AEGD was very high prior to COVID, and has remained high even during the COVID period. Within the last 18 months the AEGD lands have become a prime opportunity to attract new developments, which are expected to come online in the near future, with the potential creation of over 2,800 - 3,200 quality jobs and the construction of over 10 - 12 million square feet of industrial and commercial assessment.

While work continues to implement the AEGD master plan to ultimately provide full servicing for the build-out of the AEGD, fast-tracking interim servicing measures in the AEGD to provide more shovel-ready opportunities is a priority for the City.

Hamilton Water staff completed a review of existing operating conditions in 2018 within the AEGD servicing areas and documented required conceptual design for infrastructure upgrades and rehabilitation needs to fast-track business park servicing. The conceptual design identified short term opportunities to increase vertical and horizontal or linear capacity through a series of projects and upgrades. The results of the review concluded that mechanical and electrical work is required at the following wastewater outstations: HC018, HC019, and HC027. See Appendix "A" attached to Report PED20040 / PW20055 for outstation locations.

On December 19, 2018, City Council approved the following as part of the 2019 Rate Budget:

- (y) That the Airport Employment Growth District (AEGD) Infrastructure Growth Initiative (English Church Road Area), to be funded as follows, be approved in the amount of \$11 Million and be added to the City's 2019 Rates Capital Budget:

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- (i) \$6.93 Million from the City's Linear Wastewater Residential Development Charge Reserve (110340); and,
- (ii) \$4.07 Million from the City's Linear Wastewater Non-Residential Development Charge Reserve (110341); and,
- (z) That the matter respecting the \$11 Million Airport Employment Growth District Infrastructure Growth (English Church Road Area) Initiative be referred to the Development Charge Background Study.

As well, at the December 19, 2018 City Council meeting, an additional \$4 Million was approved as part of the Rates Capital Budget to bring the total to \$15 Million.

As such, City Council approved a broad scope of work including the procurement of engineering design, contract administration services and specialized equipment for the capacity upgrades to the wastewater system at the HC018, HC019 and HC027 pumping stations. The timing of this work is critical to the success of new businesses and employment opportunities within the AEGD. In order to be in a position to initiate construction in 2020 and expedite completion of the wastewater upgrades within the timeframe required for the development community, staff recommended and received approval for a procurement strategy, which gave the best-case scenario to fast track the delivery of these projects. It is expected this strategy will reduce the overall project schedule by six (6) months allowing for project completion by spring 2021.

To this end, Hamilton Water is pushing forward with the following vertical infrastructure upgrades and will work with the Engineering Services Division to undertake horizontal or linear infrastructure upgrades as well.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Development Approvals under the *Planning Act* for Plans of Subdivision, Condominiums, Site Plans and Consents will be affected by the implementation of the AEGD Wastewater Capacity Allocation Policy. Wastewater conveyance and treatment capacity will be allocated on a Phase or Site-Specific basis, subject to conveyance and treatment capacity availability. As part of their development approval, Applicants / Developers will be required to enter into a Wastewater Capacity Allocation Agreement, which will include monitoring criteria, any financial requirements, and a timeframe for development of up to three years.

RELEVANT CONSULTATION

The following groups were consulted and provided input to this report:

Planning and Economic Development Department, Growth Management Division

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Public Works Department, Hamilton Water Division and Engineering Services Division

ANALYSIS AND RATIONALE FOR RECOMMENDATIONSCurrent AEGD Development Activity

Over the last two years, the City of Hamilton has witnessed unprecedented demand for industrial zoned property in the Airport Employment Growth District (AEGD) from both end-user clients and the development industry.

During this two-year span, over 700 acres of AEGD lands have been purchased by major industrial development companies that have plans to collectively develop well over 7 million square feet of new industrial product. Employment projections from these developments would be based on the potential end users of these facilities, but a conservative estimate has total employment in the range of 3,500 - 4,500 living wage job opportunities.

There are currently three significant industrial projects under construction within the AEGD which include;

- DHL Express is expanding its existing gateway at John C. Munro Hamilton International Airport by 200,000 square feet. Total investment \$100 million;
- Panattoni Development is currently constructing a \$30 million, 264,000 square foot warehouse; and,
- KF Aerospace, Canada's largest maintenance, repair and overhaul aviation firm, is completing a \$30 million 120,000 square foot expansion at the John C. Munro Hamilton Airport

As of June 3rd, 2020, there were 26 active development applications within the Airport Employment Growth District yielding 552 single detached dwellings; 5 semi-detached dwellings; 853 townhouse dwellings; 1,327 apartments; and 7,203,279 square feet of non-residential development.

Dickenson Road Wastewater Trunk Sewer Status Update

The long term servicing strategy for the AEGD is dependent upon a trunk sewer on Dickenson Road, which was identified through the Water and Wastewater Master Plan. This trunk sewer must be extended from Regional Road 56 along Golf Club Road to Trinity Church Road and along Dickenson Road to Upper James Street (approximately 11 km). Construction of the estimated \$100 million project is anticipated to start in 2021 and be complete by first quarter of 2025.

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In the interim, prior to the completion of the Dickenson Road Trunk Sewer, the City is implementing a number of upgrades to its existing wastewater infrastructure in order to provide increased interim capacity. The status and timing of these upgrades is described below.

Vertical Wastewater Infrastructure Project Status Update

GM BluePlan Engineering (GMBP) and AECOM were retained by the City under separate assignments to design and administer construction contracts at the following vertical wastewater pump station sites (refer to Appendix “A” attached to Report PED20040 / PW20055):

- Homestead Wastewater Pumping Station (HC027);
- English Church Wastewater Pumping Station (HC019); and,
- Twenty Road Wastewater Pumping Station (HC018).

The objective of these facility upgrades is to design pumping, electrical and standby power equipment replacement in order to achieve the capacity requirements to accommodate growth in the AEGD. The design for the wastewater pump station at these sites is currently underway with timelines and budget shown in Table 1 below.

Table 1 – AEGD Vertical Wastewater Infrastructure Project Timelines:

Station	Design Completion	Construction Completion	Estimated Cost (\$M)
HC027	March 2020	December 2020	\$2.0M
HC019	March 2020	December 2020	\$1.5M
HC018	April 2020	April 2021	\$4.5M

In September 2019, Council approved a modified project delivery model for the procurement of equipment and design services at pump station HC018 to expedite the project. At pump stations HC019 and HC027 mechanical and electrical equipment is also being pre-purchased through a competitive process to accelerate the construction phase of the project.

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Linear Wastewater Infrastructure Project Status Update (Upper James
Forcemain)

To accommodate the additional pumping capacity generated by the pumping station upgrades, a new forcemain on Upper James Street from Twenty Road Pump Station to the sewer manhole north of Christopher Drive is required. Wood Consulting Engineers was hired to provide detailed design consulting services for this 0.8 km forcemain project and to obtain the necessary permits to facilitate construction (refer to Appendix “A” attached to Report PED20040 / PW20055). The forcemain, which is estimated to cost \$2.5M, will be tendered in Q3 2020 and is anticipated to be operational by Q2 2021.

AEGD Wastewater Capacity Allocation Policy

The City of Hamilton, as the Development Approval Authority determines and allocates wastewater conveyance and treatment capacity for all approved development. Development approvals cannot and should not be granted or development rights conferred upon a property without receiving servicing allocation, particularly wastewater capacity allocation. Where there is limited wastewater capacity available, as in the AEGD, policies and guidelines for the allocation of this capacity are necessary to provide a consistent, fair, equitable and financially sustainable process in which wastewater capacity can be managed and aligned with the City’s growth strategy and priorities. Recommendation (a) to Report PED20040 / PW20055 seeks approval to consult with relevant stakeholders on the AEGD Wastewater Capacity Allocation Policy provided in Appendix “B” to Report PED20040 / PW20055.

Hamilton City Council through the adoption of the Term of Council Priorities, Economic Development Action Plan, Official Plan, annual budgets and other City policy has provided the framework and guiding principles in determining the capacity allocation priorities. Priorities such as Economic Prosperity and Growth, Clean and Green, and Built Environment and Infrastructure are key in establishing these priorities.

The AEGD Wastewater Capacity Allocation Policy includes the following:

- Purpose and Intent ;
- City of Hamilton’s Role in Determining Wastewater Capacity Allocation;
- Sustainability Criteria Policy;
- AEGD Wastewater Capacity Allocation Policy;
- Wastewater Capacity Allocation Agreement Policy;
- Public Interest Projects Policy;
- Reversion or Removal of Wastewater Capacity Allocation Policy; and,
- Controlling Policy.

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Staff is requesting direction to consult with relevant stakeholders and report back to General Issues Committee on a final AEGD Wastewater Capacity Allocation Policy, specifically including:

- (i) the annual solicitation / receipt of wastewater conveyance and treatment capacity allocation requests;
- (ii) the format / content of the Airport Employment Growth District Wastewater Capacity Agreement;
- (iii) the amount / deposit / payment method of current wastewater capacity allocation Development Charge Fees; and,
- (iv) any other implementation issues that may arise as part of the consultation.

As well, staff are recommending that, until such time as Council has adopted an allocation policy, that all development applications and approvals requiring wastewater capacity allocation include a standard condition of approval requiring the applicant to receive written confirmation (including an expiry date) from the Senior Director of Growth Management that adequate wastewater capacity exists and has been allocated for the development application, prior to proceeding with detailed engineering design.

ALTERNATIVES FOR CONSIDERATION

Not Applicable.

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”- AEGD Vertical and Horizontal Projects Sites
Appendix “B”- City of Hamilton Airport Employment Growth District (AEGD)
Wastewater Capacity Allocation Policy

GP/as

CITY OF HAMILTON AIRPORT EMPLOYMENT GROWTH DISTRICT (AEGD) WASTEWATER CAPACITY ALLOCATION POLICY

Purpose and Intent:

The City of Hamilton has recently approved and invested substantial capital in wastewater infrastructure in and around the AEGD to support a growing, prosperous and healthy community. This infrastructure includes supplying wastewater conveyance and treatment capacity.

In order to maintain the provision of wastewater conveyance and treatment capacity in the AEGD, policies and guidelines are necessary to provide a consistent, fair, equitable and financially sustainable process in which wastewater capacity can be managed and aligned with the City's growth strategy and priorities. The purpose of the AEGD Wastewater Capacity Allocation Policy is to improve wastewater service delivery needed to protect the public health, safety, environment and quality of life of its citizens and developers.

City of Hamilton's Role in Determining Wastewater Capacity Allocation:

This section of the AEGD Wastewater Capacity Allocation Policy outlines the City of Hamilton's role in the wastewater capacity allocation process:

1. The City of Hamilton as the provider and operator of the wastewater treatment and conveyance system is the owner of the system capacity. As such, the City of Hamilton approves the best planning estimates for wastewater conveyance and treatment capacity using a per capita value for wastewater volumes plus an infiltration index. The existing residents and businesses pay a Rates Charge as established by Council to receive these services.
2. The City of Hamilton as the Approval Authority confers wastewater capacity allocation onto properties through Development approvals. Development is considered to be Draft Plans of Subdivision or Plans of Condominium, Site Plans, Consents, redevelopment/infill or public interest projects.
3. In consultation with the development community, the City of Hamilton approves an Infrastructure Staging of Development Program in accordance with the Urban Hamilton Official Plan (Chapter F, Section 3.6) for development proposals including those distributed within the AEGD Wastewater Capacity Allocation Area (see attached Schedule 1).
 - The City of Hamilton will annually solicit and receive requests for wastewater conveyance and treatment capacity allocation from applicants/developers including public interest projects and identifies these in the AEGD Wastewater Capacity Allocation Area.

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- The City of Hamilton determines the overall wastewater conveyance and treatment capacity on an on-going basis and then distributes the available allocated wastewater capacity within the proposed development projects, in consultation with the applicants/developers.
 - City of Hamilton Growth Management staff prepares an annual report as part of the City's Infrastructure Staging of Development Program to advise City Council of the specific allotted wastewater conveyance and treatment capacity allocations that have been or are recommended to be approved.
4. The City of Hamilton enters into an AEGD Wastewater Capacity Allocation Agreement or issues a Wastewater Sewer Extension Permit with each individual applicant/developer to provide the allocated wastewater capacity in exchange for deposit/payment of current wastewater capacity allocation Development Charge fees.

Sustainability Criteria Policy:

1. The Sustainability Criteria defined below are to be used as a guide by the City of Hamilton in determining the distribution of wastewater conveyance and treatment capacity allocation in the AEGD Wastewater Capacity Allocation Area:
 - (a) Maintains and optimizes the use of existing City infrastructure;
 - (b) Minimizes the cost for provision of new City infrastructure;
 - (c) Facilitates the development of complete communities;
 - (d) Supports other City of Hamilton policies including the Corporate Strategic Plan to promote Economic Prosperity and Growth, implement Official Plans, the AEGD Secondary Plan, the Zoning-by-law, the Economic Development Strategy and all relevant Master Plans; and,
 - (e) Demonstrated ability to develop/proceed exists.
2. The AEGD Wastewater Capacity Allocation Policy applies to the AEGD Wastewater Capacity Allocation Area as shown on Schedule 1 and defined through the City of Hamilton's Infrastructure Staging of Development Program.

AEGD Wastewater Capacity Allocation Policy:

1. Development Approvals for Wastewater Capacity Allocation will be focused and prioritized on projects as follows:
 - (a) Non-residential development, specifically industrial, commercial and institutional growth;
 - (b) Developments which facilitate completion / enhancement of communities in a coordinated / orderly manner (i.e. missing road connections, watermain looping or reinforcement to support existing development);
 - (c) Other forms of development that are considered Employment that meet current land use policy such as Mixed Use; and,

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- (d) Residential development.
2. Wastewater conveyance and treatment capacity allocation for new development projects in the AEGD cannot be reserved until the following criteria are met:
 - (a) Project identification, selection and prioritization in the City's Infrastructure Staging of Development Program;
 - (b) A set of Infrastructure Servicing Construction Plans have been approved by the City;
 - (c) Adequate downstream conveyance capacity availability has been verified to the satisfaction of the City;
 - (d) Adequate downstream treatment capacity availability has been verified to the satisfaction of the City; and,
 - (e) An AEGD Wastewater Capacity Allocation Agreement has been executed or a Wastewater Sewer Extension Permit has been issued including deposit/payment of current wastewater capacity allocation Development Charge fees.
 3. All capacity evaluations, approvals and permits shall be based on engineering parameters and methodologies specified in the City's Development Guidelines and Standards, Adequate Services By-law and Ministry of the Environment and Climate Change Approvals and Regulations.
 4. Approval of property Zoning, Site Plan, Consent or Draft Approval of a Plan of Subdivision or Plan of Condominium by the City is not a promise or guarantee or reservation of wastewater conveyance and treatment capacity allocation.
 5. Wastewater conveyance and treatment capacity allocation for redevelopment/infill or public interest projects cannot be reserved until an applicant has complied with Subsection 2 (b), (c), (d) and (e) above.
 6. Wastewater conveyance and treatment capacity will be allocated on a Phase or site-specific plan basis, subject to wastewater conveyance and treatment capacity availability. Wastewater conveyance and treatment capacity will not be allocated "up front" for an entire Draft Plan of Subdivision, either non-residential or residential.

Wastewater Capacity Allocation Agreement Policy:

1. In order for a development or redevelopment project to be considered for wastewater conveyance and treatment capacity allocation, the applicant/developer must enter into a Wastewater Capacity Allocation Agreement with the City.

2. At the end of each calendar year, all applicants/developers must submit to the City a Construction Status Report containing the actual number of residential units that were built that year as well as an updated buildout schedule for the remainder of the project. For non-residential development projects, a Construction Status Report identifying updated progress and buildout schedule for the remainder of the project must be submitted. Failure to do so may result in the denial of any future wastewater capacity allocation for the project.
3. In order to provide a fair and equitable timeframe for development which has received an allocation of wastewater conveyance and treatment capacity, the City will execute Wastewater Capacity Allocation Agreements for a three (3) year period.
4. As part of the Infrastructure Staging of Development Program, City staff will prepare a report to City Council on the status of proposed development and public interest projects having received wastewater conveyance and treatment capacity allocation and advise on amount of wastewater conveyance and treatment capacity allocation is being utilized using best planning estimates.
5. Wastewater conveyance and treatment capacity allocations granted under this policy shall require the applicant/developer to execute the Wastewater Capacity Allocation Agreement and post the required security deposit or payment with the City within forty-five (45) days of the date of being granted capacity allocation by the City.
6. The required security deposit shall be fifty percent (50%) of the current wastewater conveyance and treatment capacity allocation Development Charge fees and shall be held by the City. An individual applicant/developer will receive credit for such security deposit applied towards payment of all Development Charge fees for wastewater conveyance and treatment capacity allocation as building permits are issued.
7. The required security deposit shall be in the form of a Letter of Credit or cash. Failure to post such security deposit will result in revocation of the wastewater conveyance and treatment capacity allocation.
8. The required security deposit does not guarantee that the wastewater conveyance and treatment capacity allocation Development Charge fees will not change from time to time. Any balance owed in excess of the required security deposit will be calculated on the current Development Charge fees applicable at the time they are to be paid.

Public Interest Projects Policy:

1. The City Council reserves the right to allocate wastewater conveyance and treatment capacity for those projects deemed to be in the best interests of the

public including, but not limited to, facilities affecting public health and safety, educational facilities, and economic development. An allocation amount of wastewater conveyance and treatment capacity in the form of a per capita value for wastewater volumes plus an infiltration index shall be reserved for such purpose.

2. As part of each future update of the AEGD Wastewater Capacity Allocation Program, City staff will conduct a review and recommend the retention by Council of an appropriate wastewater allocation amount for public interest projects. Further, the City will, in circumstances where there has been a reversion or removal of wastewater conveyance and treatment capacity allocation, review the need for capacity allocation to public interest projects. The review will occur as part of the Infrastructure Staging of Development Program in conjunction with the appropriate Standing Committees of Council and agencies in the City of Hamilton.

Reversion or Removal of Wastewater Capacity Allocation Policy:

The reversion or removal of wastewater conveyance and treatment capacity allocation will occur as follows:

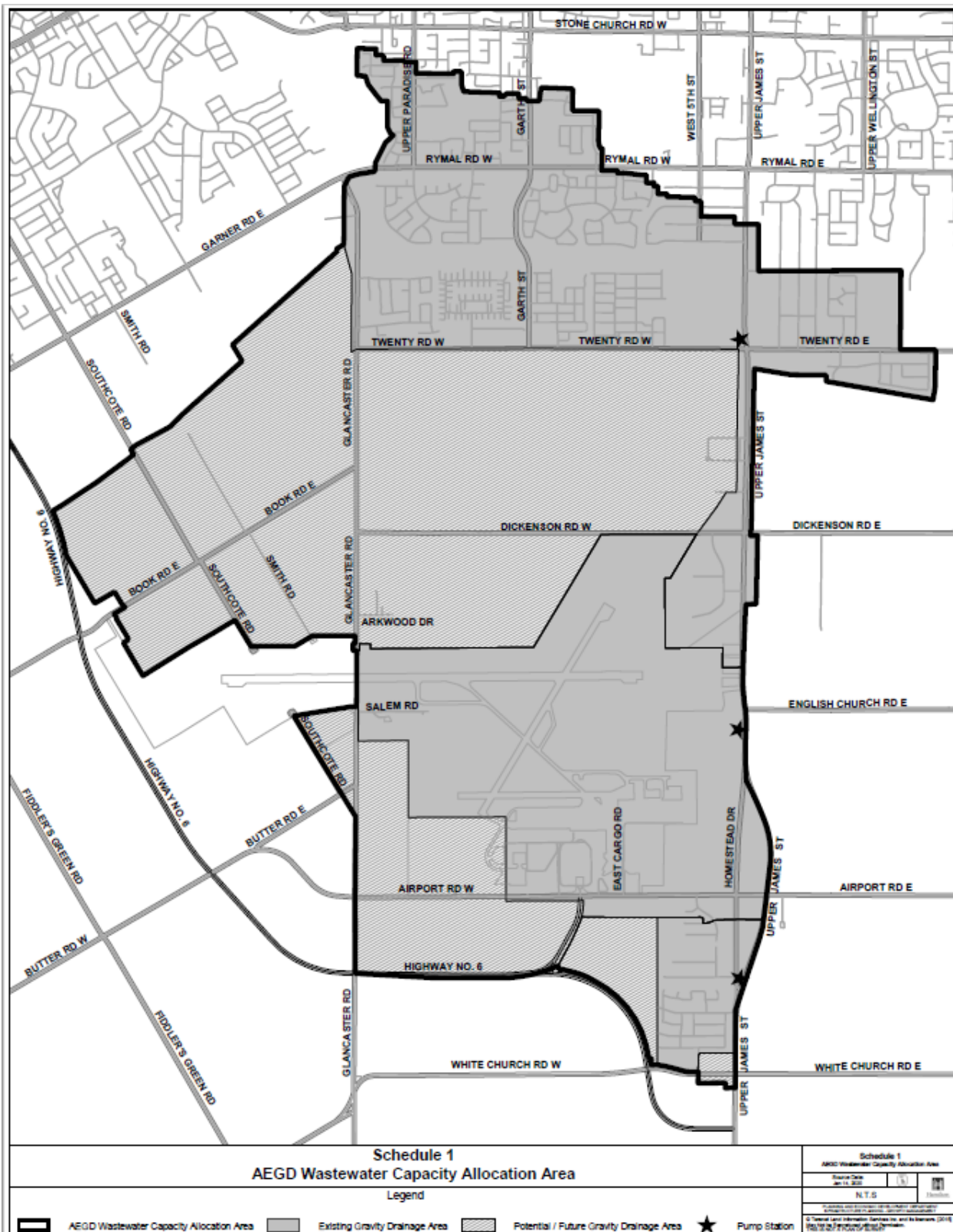
1. The City will actively monitor the status of wastewater conveyance and treatment capacity allocation and development projects/applications, in consultation with the development community.
2. Allocated wastewater conveyance and treatment capacity is subject to being reverted or unallocated by the City, if:
 - (a) Installation of wastewater sewer pipes has not commenced within six (6) months of the execution of a Wastewater Capacity Allocation Agreement; and/or,
 - (b) The site-specific Zoning, Site Plan or Draft Plan of Subdivision for the property loses its vesting rights pursuant to the City of Hamilton's Zoning By-law, Site Plan Guidelines or Draft Plan Approval conditions.
3. Six (6) months prior to the expiration of the three (3) year Wastewater Capacity Allocation Agreement, the developers will contact the city with wastewater conveyance and treatment capacity allocation who have not completed their development application process to remind them of the expiration deadline.
4. If the development application process has not been completed (i.e. registration of the Plan of Subdivision, Consent, final Site Plan Approval or Site Plan Extension) upon expiration of the three-year Wastewater Capacity Allocation Agreement, then the City will contact the applicant/developer and outline options for consideration.

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5. Where warranted and appropriate, the City may recommend extensions on a yearly basis, which are consistent with the period of Draft Plan of Subdivision approval extensions, if the applicant(s) is actively proceeding with the project development. The applicant(s) is required to demonstrate in writing how they are actively proceeding with the development, including detailed timeframes for completion of the development.
 6. Where warranted and appropriate, the City may recommend a refund, in whole or in part, of wastewater capacity allocation Development Charge fees paid or for the subject project credited.
 7. The City re-allocates the reverted wastewater conveyance and treatment capacity subject to any Public Interest Projects within the City requiring all or a portion of the re-allocation.
 8. If an applicant/developer re-applies for wastewater conveyance and treatment capacity allocation and is granted the allocation, the security deposit required is to be based on current Development Charge fees.

Controlling Policy:

1. This policy shall be reviewed no less than one time each year and in conjunction with the City's Infrastructure Staging of Development Program.
2. The wastewater conveyance and treatment capacity will be allocated to projects in the order in which the Infrastructure Servicing Construction Plans are approved. In the event that multiple projects are approved simultaneously, the identification, selection and prioritization the project is given in the City's Infrastructure Staging of Development Program will prevail.
3. In the event of a conflict between this policy and any other City policy or By-law, this policy shall prevail.
4. In the event of a conflict between this policy and any Provincial or Federal policy or Regulation having a more restrictive standard or standards, the most restrictive Provincial or Federal policy or Regulation shall prevail.

Schedule 1: AEGD Catchment Areas and Pumping Station Locations:



AEGD Vertical and Horizontal Projects Sites

