



City of Hamilton
GENERAL ISSUES COMMITTEE
AGENDA

Meeting #: 24-
Date: September 4, 2024
Time: 9:30 a.m.
Location: Council Chambers (GIC)
Hamilton City Hall
71 Main Street West

Angela McRae, Legislative Coordinator (905) 546-2424 ext. 5987

1. CEREMONIAL ACTIVITIES

2. APPROVAL OF AGENDA

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

3. DECLARATIONS OF INTEREST

4. APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 August 12, 2024

5. COMMUNICATIONS

6. DELEGATION REQUESTS

6.1 Sarah Warry, The Bridge From Prison to Community, respecting their program and need for assistance to help house those with criminal records, mental health issues and addictions in our transitional housing program (In-Person) (For a future meeting)

7. DELEGATIONS

7.1 Tim Nolan, Accessibility Hamilton Alliance (AHA!), respecting seeking Council Endorsement for AHA! events (Virtually) (Approved August 12, 2024)

- 7.2 Robert Zeidler, Cotton Factory, respecting PIVOT TECH '24 (In-Person) (Approved August 12, 2024)

8. STAFF PRESENTATIONS

- 8.1 Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098 / PW24029) (City Wide)

9. CONSENT ITEMS

- 9.1 Labour Relations Activity Report & Analysis (2019-2023) (HUR24006) (City Wide)

10. DISCUSSION ITEMS

- 10.1 Mayor's Task Force on Transparency, Access and Accountability Report 24-006 - August 14, 2024
- 10.2 Accessibility Committee for Persons with Disabilities Report 24-007 - August 13, 2024
- 10.3 Environmental Remediation and Site Enhancement Redevelopment Grant Application ERG-24-02, 575 Wilson Street, Hamilton (PED24146) (Ward 3)
- 10.4 Downtown Entertainment District Annual Status Update 2024 (PED24089(a)) (Ward 2)

Please refer to Item 14.4 for Confidential Appendix "A" to this Report.

11. MOTIONS

- 11.1 All Abilities Allstar

12. NOTICES OF MOTION

13. GENERAL INFORMATION / OTHER BUSINESS

- 13.1 Amendments to the Outstanding Business List:

- a. Items Considered Complete and Needing to be Removed:

Requirements for the Implementation of a 311 Customer Service Call Platform

Added: September 21, 2022 at GIC (Item 13)

Completed: November 25, 2022 at GIC Budget (Item (c)(i))

14. PRIVATE AND CONFIDENTIAL

14.1 Closed Minutes - August 12, 2024

Pursuant to Section 9.3, sub-sections (c), (d), (e), (f), (j) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-sections (c), (d), (e), (f), (j) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land for City or a local board purposes; labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City or a local board; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; a trade secret or scientific, technical, commercial or financial information that belongs to the City or a local board and has monetary value or potential monetary value; 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 City or a local board.

14.2 Transportation Services Licence Agreement – CF Lime Ridge Mall Transit Terminal, 999 Upper Wentworth Street (PED24115) (Ward 7)

Pursuant to Section 9.3, Sub-section (c) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-section (c) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land for City or a local board purposes.

14.3 Lease Extension and Amending Agreement - Ontario Works, 250 Main Street East, Hamilton (PED24144) (Ward 2)

Pursuant to Section 9.3, Sub-sections (c), (j) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-sections (c), (j) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land for City or a local board purposes; a trade secret or scientific, technical, commercial or financial information that belongs to the City or a local board and has monetary value or potential monetary value; 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 City or a local board.

14.4 Confidential Appendix "A" to Item 10.4 - Downtown Entertainment District Annual Status Update 2024 (PED24089(a)) (Ward 2)

Pursuant to Section 9.3, Sub-section (c), (j) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-section (c), (j) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land for City or a local board purposes; a trade secret or scientific, technical, commercial or financial information that belongs to the City or a local board and has monetary value or potential monetary value; 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 City or a local board.

Please see Item 10.4, the Report respecting the Downtown Entertainment District Annual Status Update 2024 (PED24089(a)) (Ward 2)

15. **ADJOURNMENT**



GENERAL ISSUES COMMITTEE MINUTES 24-013

9:30 a.m.

August 12, 2024

Council Chambers (Hybrid), City Hall, 2nd Floor
71 Main Street West, Hamilton, Ontario

Present: Mayor A. Horwath
Deputy Mayor T. Jackson (Chair)
Councillors J. Beattie, C. Cassar, B. Clark, J.P. Danko, M. Francis (Virtually), T. Hwang (Virtually), C. Kroetsch, N. Nann, E. Pauls, M. Spadafora (Virtually), M. Tadeson, A. Wilson and M. Wilson

Absent: Councillor T. McMeekin – Personal

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. Business Improvement Area Sub-Committee Report 24-005 - July 9, 2024 (Item 9.1)

(Kroetsch/Pauls)

That the Business Improvement Area Sub-Committee Report 24-005 of July 9, 2024, be received.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

2. Open for Business Sub-Committee Reports: (Item 9.2)**(Pauls/Horwath)****(a) Open for Business Sub-Committee Report 24-001 - January 31, 2024
(Item 9.1(a))****(1) Supports for Small Business (PED24037) (City Wide) (Item 8.1)**

That Report PED24037, respecting Supports for Small Business, be received.

**(2) Citizen Facing Portal – Planning Services (PED24038) (City Wide)
(Item 9.1)**

That Report PED24038, respecting Citizen Facing Portal – Planning Services, be received.

**(b) Open For Business Sub-Committee Report 24-003 - July 16, 2024 (Item
9.1(b))****(1) Update on Financial Assistance and Incentive Programs
Supporting Community Revitalization and Investment
(PED24121) (City Wide) (Item 8.1)**

That Report PED24121, respecting an Update on Financial Assistance and Incentive Programs Supporting Community Revitalization and Investment, be received.

**(2) 2024-2028 Tourism Strategy Status Update (PED24046) (City
Wide) (Item 8.2)**

That Report PED24046, respecting 2024-2028 Tourism Strategy Status Update, be received.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11	Councillor Mark Tadeson
Yes	-	Ward 12	Councillor Craig Cassar
Yes	-	Ward 13	Councillor Alex Wilson
Yes	-	Ward 14	Councillor Mike Spadafora
Absent	-	Ward 15	Councillor Ted McMeekin

**3. Downtown Entertainment District Annual Status Update 2024 (PED24089)
(Ward 2) (Item 9.3)**

(Pauls/A. Wilson)

That Report PED24089, respecting the Downtown Entertainment District Annual Status Update 2024 be referred back to staff for further review and report back to the September 4, 2024 General Issues Committee.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Absent	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Absent	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

4. Analysis of Sanctioned Site Models (HSC24031) (City Wide) (Item 9.4)

(Cassar/Nann)

That Report HSC24031, respecting Analysis of Sanctioned Site Models, be received.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis

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 Jeff Beattie
Yes	-	Ward 11	Councillor Mark Tadeson
Yes	-	Ward 12	Councillor Craig Cassar
Yes	-	Ward 13	Councillor Alex Wilson
Yes	-	Ward 14	Councillor Mike Spadafora
Absent	-	Ward 15	Councillor Ted McMeekin

5. Encampment Impacts on Hamilton Businesses Consultation Results (PED24143) (City Wide) (Item 9.5)

(Beattie/Danko)

That Report PED24143, respecting Encampment Impacts on Hamilton Businesses Consultation Results, be received.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

6. Mayor's Task Force on Transparency, Access and Accountability Report 24-005 - July 16, 2024 (Item 10.1)

(Horwath/Nann)

(1) Mayor's Task Force on Transparency, Access and Accountability Scope of Work Documentation (Item 9.1)

- (a) That the Scope of Work documentation from Enterprise Canada, be approved.

- (b) That the Scope of Work documentation from the Social Planning Research Council, be approved.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

7. Accessibility Committee for Persons with Disabilities Report 24-006 - July 9, 2024 (Item 10.2)

(Tadeson/Kroetsch)

(1) Accessibility Committee for Persons with Disabilities Membership (Item 12.2)

WHEREAS, Skylar Dunford has not attended a meeting of the Accessibility Committee for Persons with Disabilities since their appointment;

WHEREAS, Skylar Dunford has not provided any explanation to their absences;

WHEREAS, the Procedural Handbook for Citizen Appointees to City of Hamilton Local Boards, states that when a member misses more than three (3) consecutive meetings during their term, the Chair, after hearing and considering any explanation provided by the member, may ask the member to resign, or request that Council remove the member; and

WHEREAS, this creates a vacancy on the Accessibility Committee for Persons with Disabilities.

THEREFORE, BE IT RESOLVED:

- (a) That Council be requested to remove Skylar Dunford from the Accessibility Committee for Persons with Disabilities' membership effective immediately, given their absences from meetings since their appointment; and
- (b) That the Selection Committee for Agencies, Boards and Sub-Committees be requested to fill the citizen appointee vacancy on the Accessibility Committee for Persons with Disabilities.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

8. Municipal Capital Facilities By-Law 16-335 Amendment for CityHousing Hamilton Properties (HSC24021) (City Wide) (Item 10.3)

(Nann/Pauls)

- (a) That the General Manager of Healthy and Safe Communities be delegated the authority to amend By-law 16-335 to add or remove of any CityHousing Hamilton (CHH) owned properties that meet the criteria for property tax exemptions set out in the Housing Facilities By-law 16-233;
- (b) That the By-law to amend By-law 16-335, CityHousing Hamilton Municipal Housing Project Facilities Tax Exemption By-law, attached as Appendix "A" to Report HSC24021, which has been prepared in a form satisfactory to the City Solicitor, be approved and enacted by Council;
- (c) That the City enter into amendment agreements to the Municipal Capital Facilities Agreement with CityHousing Hamilton, dated December 14, 2016 to add properties eligible for exemption from taxation for municipal and education purposes, commencing in 2025;

- (d) That the General Manager of Healthy and Safe Communities (the “GM”) be authorized to execute the amending agreements outlined in recommendation (c) with content and in a form satisfactory to the City Solicitor;
- (e) That CityHousing Hamilton be required to direct funds equal to the savings of the education portion of the 2025 property taxes of \$54,746 toward capital repairs and regeneration of its housing stock;
- (f) That the General Manager of Healthy and Safe Communities be directed to reduce the annual subsidy provided by the City to CityHousing Hamilton, pursuant to operating agreements between the City of Hamilton and CityHousing Hamilton, by an amount equal to the municipal portion of the property tax exemptions applicable to the eligible properties of \$340,936 in 2025.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

9. Encampment Protocol Distance Proposals (HSC24027(a)) (City Wide) (Item 10.4)

(Danko/Cassar)

That Report HSC24027(a), respecting Encampment Protocol Distance Proposals, be received.

Result: MOTION, CARRIED by a vote of 9 to 2, as follows:

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson

Yes	-	Ward 2	Councillor Cameron Kroetsch
Yes	-	Ward 3	Councillor Nrinder Nann
Yes	-	Ward 4	Councillor Tammy Hwang
Absent	-	Ward 5	Councillor Matt Francis
No	-	Ward 6	Councillor Tom Jackson
No	-	Ward 7	Councillor Esther Pauls
Yes	-	Ward 8	Councillor J. P. Danko
Absent	-	Ward 9	Councillor Brad Clark
Absent	-	Ward 10	Councillor Jeff Beattie
Yes	-	Ward 11	Councillor Mark Tadeson
Yes	-	Ward 12	Councillor Craig Cassar
Yes	-	Ward 13	Councillor Alex Wilson
Absent	-	Ward 14	Councillor Mike Spadafora
Absent	-	Ward 15	Councillor Ted McMeekin

10. Temporary Art at Victoria Park (Ward 1) (Item 11.4)

(M. Wilson/Tadeson)

WHEREAS, Victoria Park is a well used park in the Strathcona neighbourhood of central Hamilton in Ward 1;

WHEREAS, Victoria Park is bounded by a mixture of residential housing types, a school, and the King Street commercial shopping street corridor to the south which brings many people to the area as pedestrians, active transportation users and in vehicles;

WHEREAS, a number of enhancements have recently been completed in and around Victoria Park including raised crosswalks leading to the park and renovations at the Victoria Park Fieldhouse to enhance all-season programming and support more users to the Park;

WHEREAS, the City of Hamilton is committed to the ongoing implementation of public art to enhance our sense of community and public spaces as supported by the City's Art in Public Places policy and the Decorative Crosswalk Guideline; and;

WHEREAS, the exterior walls of the Victoria Park fieldhouse and the raised crosswalks round Victoria Park are suitable spaces for temporary art which, in these locations, have an expected lifespan of approximately 5 years;

THEREFORE, BE IT RESOLVED:

- (a) That a mural be installed on the exterior walls of the fieldhouse at Victoria Park, 500 King Street West, Hamilton as supported by the City's Art in Public Places policy;

- (b) That artist designed decorative crosswalk elements be installed at raised crosswalks adjacent to Victoria Park as supported by the City's Decorative Crosswalk Guideline;
- (c) That installation of the mural at Victoria Park fieldhouse and the artist fees for the decorative crosswalks leading to Victoria Park be funded from the Ward 1 Capital Discretionary Account #3302309100 at an upset limit, including contingency, not to exceed \$20,000 be approved; and
- (d) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

11. Christian Labour Association of Canada Local 911, Ratification of Collective Agreement (HUR24014) (City Wide) (Item 14.2)

(Cassar/Pauls)

- (a) That the tentative agreement reached on June 27, 2024 between the City of Hamilton and the Christian Labour Association of Canada (CLAC) Local 911 representing approximately 235 volunteer firefighters be approved; and,
- (b) That Report HUR24014, respecting City of Hamilton and the Christian Labour Association of Canada (CLAC) Local 911 Ratification of Collective Agreement, remain confidential.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Absent	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Absent	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

12. Encampment Litigation Update (LS20023(j)) (City Wide) (Item 14.4)

(Nann/Tadeson)

That Report LS20023(j), respecting Encampment Litigation Update, be received and remain confidential.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Absent	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Absent	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

13. National Steel Car Litigation Update (LS23019(a)) (City Wide) (Item 14.5)

(Danko/M. Wilson)

- (a) That the directions provided to staff in Closed Session respecting Report LS23019(a), National Steel Car Litigation Update, be approved and remain confidential; and,
- (b) That Report LS23019(a) and Appendix "A" to Report LS23019(a), respecting National Steel Car Litigation Update, remain confidential.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Absent	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Absent	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

5. COMMUNICATIONS

- 5.3 Correspondence from Joshua Weresch, respecting opposition to motions exempting certain parks from encampments

Recommendation: Be received and referred to consideration of Items 11.1 – 11.3.

6. DELEGATION REQUESTS

- 6.1 Delegation Requests respecting the Encampment Protocol, for today's meeting, from the following individuals:

- (d) Greg Dunnett, Hamilton Chamber of Commerce (In-Person) – MOVED TO ITEM 6.5(c) – as the delegate wishes to delegate on Report PED24143, Encampment Impacts on Hamilton Businesses Consultation Results

6.5 Delegation Requests respecting Report PED24143, Encampment Impacts on Hamilton Businesses Consultation Results, for today's meeting, from the following individuals:

- (d) Emily Walsh, Downtown Hamilton Business Improvement Area (In-Person)
- (e) Tim Potocic, Sonic Unyon Records (In-Person)
- (f) Jason Cassis, Equal Parts Hospitality (In-Person)

11. MOTIONS

- 11.1 Exclusion of Southam Park and Sam Lawrence Park Within the Encampment Protocol – REVISED
- 11.2 Exclusion of Confederation Beach Park Within the Encampment Protocol – REVISED
- 11.3 Exclusion of Mountain Drive Park (MDP) Within the Encampment Protocol – REVISED

13. GENERAL INFORMATION / OTHER BUSINESS

13.1 Amendments to the Outstanding Business List:

13.1(a) Items Requiring a New Due Date:

City of Hamilton Public Engagement Policy (CM21101(b))
(City Wide) (Outstanding Business List Item)
Added: January 17, 2024 (Item 8.1- Recommendation (b))
Current Due Date: Q1 2024
Proposed New Due Date: Q2 2025

City of Hamilton Public Engagement Policy (CM21101(b))
(City Wide) (Outstanding Business List Item)
Added: January 17, 2024 (Item 8.1- Recommendation (c))
Current Due Date: Q1 2024
Proposed New Due Date: Q2 2025

13.1(b) Items Considered Complete and Needing to be Removed:

Housing Sustainability and Investment Roadmap (HSIR)
(HSC23028 / FCS23055 / PED23099) (City Wide)
Added: April 19, 2023 at GIC (Item 8.1)
Completed: November 15, 2023 at GIC (Item 8.2)

(Nann/Pauls)

That the agenda for the August 12, 2024 General Issues Committee meeting, be approved, as amended.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Absent	-	Ward 13 Councillor Alex Wilson
Absent	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) July 8, 2024 (Item 4.1)

(Kroetsch/Beattie)

That the minutes of the July 8, 2024 General Issues Committee, be approved, as presented.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson

Yes	-	Ward 2	Councillor Cameron Kroetsch
Yes	-	Ward 3	Councillor Nrinder Nann
Yes	-	Ward 4	Councillor Tammy Hwang
Yes	-	Ward 5	Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11	Councillor Mark Tadeson
Yes	-	Ward 12	Councillor Craig Cassar
Absent	-	Ward 13	Councillor Alex Wilson
Absent	-	Ward 14	Councillor Mike Spadafora
Absent	-	Ward 15	Councillor Ted McMeekin

(d) COMMUNICATIONS (Item 5)

(Pauls/Tadeson)

That Communication Items 5.1 to 5.3, be approved, as presented, as follows:

(i) Correspondence from Rob Maschewski, respecting downtown tents / garbage and people panhandling at intersections (Item 5.1)

Recommendation: Be received.

(ii) Jodi Campovari, respecting encampments (Item 5.2)

Recommendation: Be received.

(iii) Correspondence from Joshua Weresch, respecting opposition to motions exempting certain parks from encampments (Added Item 5.3)

Recommendation: Be received and referred to the consideration of Items 11.1 - 11.3.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11	Councillor Mark Tadeson
Yes	-	Ward 12	Councillor Craig Cassar
Absent	-	Ward 13	Councillor Alex Wilson
Absent	-	Ward 14	Councillor Mike Spadafora
Absent	-	Ward 15	Councillor Ted McMeekin

(e) DELEGATION REQUESTS (Item 6)

(i) (M. Wilson/Beattie)

That the following Delegation Requests, be approved:

(1) Delegation Requests respecting the Encampment Protocol, for today's meeting, from the following individuals:

- (a) Jeffrey McCabe, All Hands on Deck (In-Person) (Item 6.1(a))
- (b) Cindy Csordas (In-Person) (Item 6.1(b))
- (c) Jenna Ragona (In-Person) (Item 6.1(c))
- (d) P. Denninger, CEO of Denninger's and Troy Thompson, President of G.W Thompson Jeweller & Pawnbroker, respecting encampments (In-Person) (Item 6.1(e))
- (e) Patrick Antila (In-Person) (Item 6.1(f))

(2) Tim Nolan, Accessibility Hamilton Alliance (AHA!), respecting seeking Council Endorsement for AHA! events (Virtually) (For a future meeting) (Item 6.2)

(3) Delegation Requests respecting an Update on arena renovations and downtown regeneration, for today's meeting, from the following individuals:

- (a) Louis Frapporti, Hamilton Urban Precinct Entertainment Group (In-Person) (Item 6.3(a))
- (b) Tom Pistore, Oak View Group (In-Person) (Item 6.3(b))

(4) Robert Zeidler, Cotton Factory, respecting PIVOT TECH '24 (In-Person) (For a future meeting) (Item 6.4)

(5) Delegation Requests respecting Report PED24143, Encampment Impacts on Hamilton Businesses Consultation Results, for today's meeting, from the following individuals:

- (a) Michelle Blanchard, Markland Property Management Inc. (In-Person) (Item 6.5(a))
- (b) Adrian Mekli (In-Person) (Item 6.5(b))

- (c) Gregg Dunnett, Hamilton Chamber of Commerce (In-Person) (Added Item 6.5(c))
- (d) Emily Walsh, Downtown Hamilton Business Improvement Area (In-Person) (Added Item 6.5(d))
- (e) Tim Potocic, Sonic Unyon Records (In-Person) (Added Item 6.5(e))
- (f) Jason Cassis, Equal Parts Hospitality (In-Person) (Added Item 6.5(f))

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Absent	-	Ward 13 Councillor Alex Wilson
Absent	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

(f) DELEGATIONS (Item 7)

(i) Delegations respecting the Encampment Protocol (Item 7.1)

- (1) The following delegates addressed the Committee respecting the Encampment Protocol:
 - (a) Jeffrey McCabe, All Hands on Deck (In-Person) (Added Item 7.1(a))
 - (b) Cindy Csordas (In-Person) (Added Item 7.1(b))
 - (c) Jenna Ragona (In-Person) (Added Item 7.1(c))
 - (d) P. Denninger, CEO of Denninger's and Troy Thompson, President of G.W Thompson Jeweller & Pawnbroker, respecting encampments (In-Person) (Added Item 7.1(d))
 - (e) Patrick Antila (In-Person) (Added Item 7.1(e))

(2) (Kroetsch/Clark)

That the following delegations respecting the Encampment Protocol, be received:

- (a) Jeffrey McCabe, All Hands on Deck (In-Person) (Added Item 7.1(a))
- (b) Cindy Csordas (In-Person) (Added Item 7.1(b))
- (c) Jenna Ragona (In-Person) (Added Item 7.1(c))
- (d) P. Denninger, CEO of Denninger's and Troy Thompson, President of G.W Thompson Jeweller & Pawnbroker, respecting encampments (In-Person) (Added Item 7.1(d))
- (e) Patrick Antila (In-Person) (Added Item 7.1(e))

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Absent	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

(ii) Delegations respecting an update on arena renovations and downtown regeneration (Item 7.2)

(1) The following delegates addressed the Committee respecting an update on arena renovations and downtown regeneration:

- (a) Louis Frapporti, Hamilton Urban Precinct Entertainment Group (In-Person) (Added Item 7.2(a))
- (b) Tom Pistore, Oak View Group (In-Person) (Added Item 7.2(b))

(2) (Pauls/Horwath)

That the following delegations respecting an update on arena renovations and downtown regeneration, be received:

- (a) Louis Frapporti, Hamilton Urban Precinct Entertainment Group (In-Person) (Added Item 7.2(a))
- (b) Tom Pistore, Oak View Group (In-Person) (Added Item 7.2(b))

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

(iii) Delegations respecting Report PED24143, Encampment Impacts on Hamilton Businesses Consultation Results (Item 7.3)

(1) The following delegates addressed the Committee respecting Report PED24143, Encampment Impacts on Hamilton Businesses Consultation Results:

- (a) Michelle Blanchard, Markland Property Management Inc. (In-Person) (Added Item 7.3(a))
- (b) Gregg Dunnett, Hamilton Chamber of Commerce (In-Person) (Added Item 7.3(c))
- (c) Emily Walsh, Downtown Hamilton Business Improvement Area (In-Person) (Added Item 7.3(d))
- (d) Tim Potocic, Sonic Unyon Records (In-Person) (Added Item 7.3(e))
- (e) Jason Cassis, Equal Parts Hospitality (In-Person) (Added Item 7.3(f))

(2) The following delegate was not present when called upon:

- (a) Adrian Mekli (In-Person) (Added Item 7.3(b))

(3) (Cassar/Horwath)

That the following delegations respecting Report PED24143, Encampment Impacts on Hamilton Businesses Consultation Results, be received:

- (a) Michelle Blanchard, Markland Property Management Inc. (In-Person) (Added Item 7.3(a))
- (b) Gregg Dunnett, Hamilton Chamber of Commerce (In-Person) (Added Item 7.3(c))
- (c) Emily Walsh, Downtown Hamilton Business Improvement Area (In-Person) (Added Item 7.3(d))
- (d) Tim Potocic, Sonic Unyon Records (In-Person) (Added Item 7.3(e))
- (e) Jason Cassis, Equal Parts Hospitality (In-Person) (Added Item 7.3(f))

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

(g) CONSENT ITEMS (Item 9)

(i) Downtown Entertainment District Annual Status Update 2024 (PED24089) (Ward 2) (Item 9.3)

(1) (Kroetsch/Pauls)

That consideration of Report PED24089, Downtown Entertainment District Annual Status Update 2024, be DEFERRED until after Closed Session.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

For disposition of this matter, refer to Item 3.

(ii) Recess

(Cassar/Kroetsch)

That the General Issues Committee recess for 38 minutes until 1:15 p.m.

Result: MOTION, CARRIED by a vote of 14 to 1, as follows:

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

The General Issues Committee Meeting reconvened at 1:15 p.m.

(h) DISCUSSION ITEMS (Item 10)

**(i) Encampment Protocol Distance Proposals (HSC24027(a)) (City Wide)
(Item 10.4)**

(1) (Danko/Kroetsch)

That consideration of Report HSC24027(a), Encampment Protocol Distance Proposals, be DEFERRED until after Closed Session.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

For disposition of this matter, refer to Item 9.

(i) MOTIONS (Item 11)

Councillor Danko WITHDREW the following motion:

(i) Exclusion of Southam Park and Sam Lawrence Park Within the Encampment Protocol - REVISED (Ward 8) (Item 11.1)

WHEREAS, the majority of Council agrees that public parks are incompatible with homeless tent encampments;

WHEREAS, City staff have recommended that encampments should not be permitted in public parks that are undergoing further park development options;

WHEREAS, the majority of Hamilton City Council has approved the exemption of Strachan Linear Park from the Encampment Protocol on the basis of ongoing park development options;

WHEREAS, Ward 8 residents are suffering with the ongoing impacts of homeless tent encampments in both Southam Park and Sam Lawrence Park, including: threats of violence, disruptive and aggressive behavior, theft, destruction of property, open drug use, urination and defecation, desecration of a war memorial, trash and garbage;

WHEREAS, both Southam Park and Sam Lawrence Park are City-wide parks that have recently completed Park Master Plans and are currently undergoing park development initiatives to further activate these spaces for City-wide community use.

WHEREAS, City staff have indicated that it is not desirable to disrupt a homeless tent encampment to enable development options of a public space;

WHEREAS, implementation of the Southam Park Master Plan is scheduled for 2024/25, and implementation of the of Sam Lawrence Park Master Plan is currently underway now, and this work will disrupt ongoing homeless tent encampments;

THEREFORE, BE IT RESOLVED:

That staff be directed to amend the Encampment Protocol to mitigate impacts on those living in and around encampments as outlined in Appendix "A", which was approved by Council on August 18, 2023, to include an exclusion from allowing encampments, temporary shelters, or tents in Southam Park and Sam Lawrence Park until further park development initiatives are completed, as follows:

D) Prohibited Areas for Erecting Encampments, Temporary Shelters, or Tents

In order to provide for the availability of space for temporary shelter in parks, persons without shelter or being homeless will be able to establish an encampment through erecting a temporary shelter for themselves and also be able group together with other such persons' temporary shelters. However, the encampment or cluster of shelters must not exceed five tents or similar temporary shelters, and there must be at least 50 meters separating the encampment or cluster from other encampments or clusters of shelters. Further, the balancing of public and private interests while allowing for temporary shelter will require encampments or clusters not be located:

21. On Southam Park and Sam Lawrence Park until further park development options can be explored.

Councillor Francis WITHDREW the following motion:

(ii) **Exclusion of Confederation Beach Park Within the Encampment Protocol – REVISED (Ward 5) (Item 11.2)**

WHEREAS, City staff have recommended that encampments should not be permitted in public parks that are undergoing further park development options;

WHEREAS, the majority of Hamilton City Council has approved the exemption of Strachan Linear Park from the Encampment Protocol on the basis of ongoing park development options;

WHEREAS, over nine-million dollars in capital is earmarked for future budgets beginning in 2025 for Confederation Beach Park;

WHEREAS, council has directed staff to find a public private partnership for the continuation of Wild Water Works, and is currently looking to draw interest in potential private partners;

WHEREAS, Confederation Beach Park is a major tourist attraction in the City of Hamilton which hosts large scale events on a regular basis;

WHEREAS, it is in the best interest of the City of Hamilton to showcase Confederation Beach Park to attract business and development;

WHEREAS, Confederation Beach Park has a Park Master Plan and is currently undergoing park development initiatives to further activate this space for City-wide community use.

THEREFORE, BE IT RESOLVED:

That staff be directed to amend the Encampment Protocol to mitigate impacts on those living in and around encampments as outlined in Appendix “A”, which was approved by Council on August 18, 2023, to include an exclusion from allowing encampments, temporary shelters, or tents in Confederation Beach Park until further park development initiatives are completed, as follows:

D) Prohibited Areas for Erecting Encampments, Temporary Shelters, or Tents

In order to provide for the availability of space for temporary shelter in parks, persons without shelter or being homeless will be able to establish an encampment through erecting a temporary shelter for themselves and also be able group together with other such persons’ temporary shelters. However, the encampment or cluster of shelters must not exceed five tents or similar temporary shelters, and there must be at least 50 meters separating the encampment or cluster from other encampments or clusters of shelters. Further, the balancing of public

and private interests while allowing for temporary shelter will require encampments or clusters not be located:

22. *Confederation Beach Park until further park development initiatives are completed.*

Councillor Jackson WITHDREW the following motion:

(iii) Exclusion of Mountain Drive Park (MDP) Within the Encampment Protocol – REVISED (Ward 6) (Item 11.3)

WHEREAS, City staff have recommended that encampments should not be permitted in public parks that are undergoing further park development options;

WHEREAS, on June 26, 2024, City Council approved the exemption for Strachan Linear Park from the Encampment Protocol;

WHEREAS, Ward 6 housed residents are suffering with the ongoing impacts of homeless tent encampments at Mountain Drive Park (MDP) including: threats of violence, disruptive and aggressive behavior, theft, destruction of property, open drug use, urination and defecation, trash and garbage;

WHEREAS, Mountain Drive Park (MDP) is a neighbourhood and community-wide park that completed a parks master plan redevelopment review study during the pandemic involving a 40 member volunteer MDP Redevelopment Task Force of residents from Wards 6 and 7 with approved Council funding resulting in a 2 phase construction plan that began in 2023 and will continue through 2025, with the potential to disrupt ongoing homeless tent encampments;

WHEREAS, City staff have indicated that it is not desirable to disrupt a homeless tent encampment to enable development options of a public space;

THEREFORE, BE IT RESOLVED:

That staff be directed to amend the Encampment Protocol to mitigate impacts on those living in and around encampments as outlined in Appendix "A", which was approved by Council on August 18, 2023, to include an exclusion from allowing encampments, temporary shelters, or tents in Mountain Drive Park (MDP) until further park development initiatives are completed, as follows:

D) Prohibited Areas for Erecting Encampments, Temporary Shelters, or Tents

In order to provide for the availability of space for temporary shelter in parks, persons without shelter or being homeless will be able to establish an encampment through erecting a temporary shelter for themselves and also be able group together with other such persons' temporary shelters. However, the encampment or cluster of shelters must not exceed five tents or similar temporary shelters, and there must be at least 50 meters separating the encampment or cluster from other encampments or clusters of shelters. Further, the balancing of public and private interests while allowing for temporary shelter will require encampments or clusters not be located:

23. *Mountain Drive Park (MDP) until further park development initiatives are completed.*

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

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

(Nann/Cassar)

That the Amendments to the Outstanding Business List, be approved, as follows:

(a) Items Requiring a New Due Date (Added Item 13.1(a)):

City of Hamilton Public Engagement Policy (CM21101(b)) (City Wide)
(Outstanding Business List Item)

Added: January 17, 2024 (Item 8.1- Recommendation (b))

Current Due Date: Q1 2024

Proposed New Due Date: Q2 2025

City of Hamilton Public Engagement Policy (CM21101(b)) (City Wide)
(Outstanding Business List Item)

Added: January 17, 2024 (Item 8.1- Recommendation (c))

Current Due Date: Q1 2024

Proposed New Due Date: Q2 2025

(b) Items Considered Complete and Needing to be Removed (Added Item 13.1(b)):

Housing Sustainability and Investment Roadmap (HSIR) (HSC23028 /
FCS23055 / PED23099) (City Wide)

Added: April 19, 2023 at GIC (Item 8.1)

Completed: November 15, 2023 at GIC (Item 8.2)

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

(k) PRIVATE & CONFIDENTIAL (Item 14)

Committee determined that discussion of Item 14.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

(i) Closed Session Minutes – July 8, 2024 (Item 14.1)

(A. Wilson/Cassar)

That the Closed Session minutes of the July 8, 2024 General Issues Committee meeting, be approved and remain confidential.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson

Yes - Ward 14 Councillor Mike Spadafora
Absent - Ward 15 Councillor Ted McMeekin

(ii) (Clark/Beattie)

That Committee move into Closed Session for Items 14.2, 14.4, 14.5, and 14.6 pursuant to Section 9.3, sub-sections (d), (e) and (f) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-sections (d), (e) and (f) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City or a local board; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

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

Absent - Mayor Andrea Horwath
Yes - Ward 1 Councillor Maureen Wilson
Yes - Ward 2 Councillor Cameron Kroetsch
Yes - Ward 3 Councillor Nrinder Nann
Yes - Ward 4 Councillor Tammy Hwang
Yes - Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes - Ward 11 Councillor Mark Tadeson
Yes - Ward 12 Councillor Craig Cassar
Yes - Ward 13 Councillor Alex Wilson
Yes - Ward 14 Councillor Mike Spadafora
Absent - Ward 15 Councillor Ted McMeekin

(iii) (Beattie/Tadeson)

That Committee move into Closed Session for Item 14.3, pursuant to Section 9.3, sub-sections (c), (j) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-sections (c), (j) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land for City or a local board purposes; a trade secret or scientific, technical, commercial or financial information that belongs to the City or a local board and has monetary value or potential monetary value; 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 City or a local board.

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

Absent	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
No	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Yes	-	Ward 5 Councillor Matt Francis
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 Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Yes	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

(iv) Christian Labour Association of Canada Local 911, Ratification of Collective Agreement (HUR24014) (City Wide) (Item 14.2)

For disposition of this matter, refer to Item 11.

(v) Confidential Appendix "A" to Item 9.3 - Downtown Entertainment District Annual Status Update 2024 (PED24089) (Ward 2) (Item 14.3)

For disposition of this matter, refer to Item 3.

(vi) Encampment Litigation Update (LS20023(j)) (City Wide) (Item 14.4)

For disposition of this matter, refer to Item 12.

(vii) National Steel Car Litigation Update (LS23019(a)) (City Wide) (Item 14.5)

For disposition of this matter, refer to Item 13.

(viii) Legal Advice Respecting Item 10.4 Encampment Protocol Distance Proposals (HSC24027(a)) (City Wide) (Added Item 14.6)

For disposition of this matter, refer to Item 9.

The General Issues Committee meeting reconvened in Open Session at 6:10 p.m.

(I) ADJOURNMENT (Item 15)

(Kroetsch/A. Wilson)

That there being no further business, the General Issues Committee be adjourned at 6:21 p.m.

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

Yes	-	Mayor Andrea Horwath
Yes	-	Ward 1 Councillor Maureen Wilson
Yes	-	Ward 2 Councillor Cameron Kroetsch
Yes	-	Ward 3 Councillor Nrinder Nann
Yes	-	Ward 4 Councillor Tammy Hwang
Absent	-	Ward 5 Councillor Matt Francis
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
Absent	-	Ward 10 Councillor Jeff Beattie
Yes	-	Ward 11 Councillor Mark Tadeson
Yes	-	Ward 12 Councillor Craig Cassar
Yes	-	Ward 13 Councillor Alex Wilson
Absent	-	Ward 14 Councillor Mike Spadafora
Absent	-	Ward 15 Councillor Ted McMeekin

Respectfully submitted,

Deputy Mayor Tom Jackson
Chair, General Issues Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk

Submitted on Wed, 08/14/2024 - 17:17
Submitted by: Anonymous
Submitted values are:

Committee Requested

Committee
General Issues Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Sarah Warry
The Bridge From Prison To Community

Preferred Pronoun
she/her

Reason(s) for delegation request
Discuss our program and need for assistance to help house those with criminal records, mental health issues and addictions in our transitional housing program.

Will you be requesting funds from the City?
Yes

Will you be submitting a formal presentation?
Yes

Submitted on Thu, 07/18/2024 - 01:15

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
General Issues Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Tim Nolan
Accessibility Hamilton Alliance (AHA!)

[REDACTED]

accessibilityhamilton@gmail.com

[REDACTED]

Preferred Pronoun
he/him

Reason(s) for delegation request
Seeking Council Endorsement for AHA! events.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?
No

From: clerk@hamilton.ca
To: [McRae, Angela](#); [Kolar, Loren](#); [Blen-Bruzon, Dami](#)
Subject: GIC Delegation: PIVOT TECH '24 Zeidler/Cotton Factory
Date: Thursday, July 25, 2024 12:29:17 PM

Magda Green

Administrative Assistant II to the City Clerk
Office of the City Clerk, Corporate Services
City of Hamilton
magda.green@hamilton.ca

City Hall is located on the ancestral territory of the Haudenosaunee Confederacy, the Anishinaabe and many other Indigenous peoples. It is also covered by the Dish with One Spoon Wampum agreement, which asks that all sharing this territory do so respectfully and sustainably in community.

From: City of Hamilton <hello@hamilton.ca>
Sent: July 25, 2024 12:24 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

External Email: Use caution with links and attachments

Submitted on Thu, 07/25/2024 - 12:23

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
General Issues Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Robert Zeidler
COTTON FACTORY for PIVOT TECH '24
270 Sherman Avenue North
Mill Building, Suite 228

Hamilton, Ontario. L8L 6N4



Preferred Pronoun

he/him

Reason(s) for delegation request

Presentation to General Issues Committee about PIVOT TECH '24, the 3rd annual technology conference focused on presenting and sharing solutions for decarbonizing to build sustainable business practices locally and regionally. This year's conference is being presented by Mohawk College as the title sponsor. We are working with Trevor Imhoff, Senior Project Manager, Office of Climate Change Initiatives, City of Hamilton who suggested that we request to present an overview of the conference to Council. Trevor has been instrumental in shaping the conference over the last two years. The City of Hamilton was a conference sponsor last year and we are actively working to secure their sponsorship of this year's conference which takes place on November 14th at The Cotton Factory.

The presentation will take the form of a brief overview and highlights of PIVOT TECH with a request for the city's support of sponsorship.

Will you be requesting funds from the City?

Yes

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, ON, L8P 4Y5
Canada



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
And
PUBLIC WORKS DEPARTMENT

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 4, 2024
SUBJECT/REPORT NO:	Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098/PW24029) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Margaret Fazio (905) 546-2424 Ext. 2218 Megan Salvucci (905) 546-2424 Ext. 2732 Patrick Yip (905) 546-2424 Ext. 6412
SUBMITTED BY:	Ashraf Hanna Director, Growth Management and Chief Development Engineer Planning and Economic Development Department
SIGNATURE:	
SUBMITTED BY:	Jackie Kennedy Director, Engineering Services Public Works Department
SIGNATURE:	

RECOMMENDATION

- (a) That Council endorses Staff comments provided in a letter to the Ministry of Environment, Conservation and Parks on March 15, 2024 (included as Appendix "A" to report PED24098/PW24029), in response to proposed regulation ERO-019-7891 intended to modernize the Municipal Class Environmental Assessment Process;
- (b) That General Managers of Planning and Economic Development and Public Works Departments be authorized and directed to initiate the development of the appropriate internal process for the consistent and transparent planning of infrastructure projects to replace the Municipal Class Environmental Assessment

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: Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098/PW24029) (City Wide) - Page 2 of 10

process, should the Municipal Project Assessment Process be enacted by the Province of Ontario;

- (c) That staff report back to Council on any required staffing and process changes necessary should the proposed regulation ERO-019-7891 be enacted.

EXECUTIVE SUMMARY

On February 16, 2024, the Ministry of Environment, Conservation and Parks (Ministry) proposed a new regulation ERO-019-7891 with the intent to modernize how municipalities plan for infrastructure by revoking the Municipal Class Environmental Assessment and creating a new Environmental Assessment regulation called the Municipal Project Assessment Process.

Of significant importance, the proposed regulation includes changes to the types of projects subject to a formal assessment and to the assessment process itself. For example, road projects would no longer be subject to the new regulation. While this proposed change introduces opportunities to streamline the work entailed in planning for road infrastructure, it will leave a gap as staff will no longer be able to rely on the current Municipal Class Environmental Assessment Process for transparent decision-making nor will stakeholders be able to appeal road projects based on Indigenous Rights and Treaties. In addition, the proposed Municipal Project Assessment Process intends to streamline the process for several water, wastewater and stormwater projects, but staff note that the proposed re-ordering of tasks in the process will not likely result in any material time and cost savings. Finally, several Official Plan policies would need to be amended through a future update to the Official Plans to refer to the new Municipal Project Assessment Process.

In response to the ERO-017-7891 posting the City of Hamilton's Environmental Assessment Working Group submitted feedback in the form of a letter comprised of staff input gathered from subject matter experts across the organization within the province-prescribed deadline. The letter is included as Appendix "A" to this report.

While there has been no final decision from the Ministry yet, the City of Hamilton's Environmental Assessment Staff Working Group will continue to engage with the Ministry concerning the proposed changes.

If the new regulation is enacted, staff is recommending the City establish its own infrastructure planning document that provides guidance for a process to ensure that all legislative requirements continue to be met and to maintain consistency and transparency in decision-making.

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: Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098/PW24029) (City Wide) - Page 3 of 10

Alternatives for Consideration – See Page 9

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: At this time there are no immediate financial implications associated with the proposed Municipal Project Assessment Process regulation ERO-019-7891 intended to modernize the Municipal Class Environmental Assessment Process. However, if the proposed Municipal Project Assessment Process regulation is enacted by the Ministry of Environment, Conservation and Parks, there may be financial implications that will have to be assessed in more detail.

Staffing: At this time there are no immediate staffing implications associated with the recommendations contained in this Report. However, if the proposed Municipal Project Assessment Process regulation is enacted by the Ministry of Environment, Conservation and Parks, there may be staffing implications that must be assessed in more detail.

Legal: At this time there are no immediate legal implications associated with the recommendations contained in this Report. However, if the proposed Municipal Project Assessment Process regulation is enacted by the Ministry of Environment, Conservation and Parks, any legal implications will have to be assessed in more detail.

HISTORICAL BACKGROUND

In 2000, the Ministry of Environment (now the Ministry of Environment, Conservation and Parks) approved the Municipal Class Environmental Assessment for Municipal projects including Road Projects and Water/Wastewater Projects through the *Environmental Assessment Act* of Ontario.

The Municipal Engineers Association (a volunteer body of Ontario's professional engineers), on behalf of the Ministry, authored the approved guideline document and remained responsible for updates since its inception (2007, 2011, 2015, 2019, 2023 & 2024). In addition The Municipal Engineering Association has been responsible for auditing the Municipal Class Environmental Assessment process and reporting on its use, as well as lobbying the Ministry on behalf of Ontario's project proponents (e.g. Municipalities and private developers) since its inception.

On February 16, 2024, the Ministry proposed a new regulation ERO-019-7891 with the intent to modernize the Municipal Class Environmental Assessment Process and sought feedback from municipalities and other stakeholders.

**SUBJECT: Ministry of the Environment, Conservation and Parks Proposed
Changes to the Municipal Class Environmental Assessment Process
(PED24098/PW24029) (City Wide) - Page 4 of 10**

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Exact requirements of the proposed Municipal Project Assessment Process will be dependent on final provincial legislation. However, existing policies and legislation will remain in effect and would need to be adhered to regardless of the removal, or changes to, the existing Municipal Class Environmental Assessment process, as follows:

1. Federal Legislation: *Environmental Assessment Act, Fisheries Act, Migratory Birds Convention Act, Species at Risk Act, and Impact Assessment Act.*
2. Provincial Legislation: *Environmental Assessment Act, Environmental Protection Act, Clean Water Act, Endangered Species Act, Conservation Authorities Act, Expropriations Act, Fish and Wildlife Conservation Act, Ontario Water Resources Act, and Ontario Heritage Act.*
3. City Policies: The following City policies must be considered for municipal infrastructure planning projects. Further, many of the listed policy documents have been developed using the Municipal Class Environmental Assessment process as a reliable transparent decision-making process. Changes to the Municipal Class Environmental Assessment document may also change how some of the below policies are updated in the future.
 - a. Official Plans (Urban and Rural);
 - b. Archaeology Management Plan;
 - c. Complete Streets Design Guidelines ;
 - d. Cycling Master Plan;
 - e. Accelerated Active Transportation Plan;
 - f. Pedestrian Mobility Plan ;
 - g. Heritage Bridge Conservation Guidelines;
 - h. Indigenous Archaeological Monitoring Policy;
 - i. City-Wide Water and Wastewater Master Plan;
 - j. Stormwater Management Master Plan;
 - k. Public Engagement Policy;
 - l. Recreational Trails Master Plan;
 - m. Sidewalk and Roadway Lighting Policy;
 - n. Storm Drainage Policy;
 - o. Transportation Master Plan;
 - p. Truck Route Master Plan;
 - q. Vision Zero Hamilton;

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

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

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

SUBJECT: Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098/PW24029) (City Wide) - Page 5 of 10

- r. Urban Forest Strategy;
- s. Climate Action Strategy;
- t. Biodiversity Action Plan; and,
- u. Area-specific master and servicing plans e.g.: Airport Employment Growth District Transportation Master Plan Update, Blocks 1, 2 and 3 Servicing Strategies in Fruitland-Winona Secondary Plan, etc.

RELEVANT CONSULTATION

The Environmental Assessment Staff Working Group consulted with internal stakeholders during the commenting period on proposed regulation ERO-019-7891 and on the development of this report. The letter to the Ministry included as Appendix “A” to report PED24098/PW940299 reflects the comments received from stakeholders. Below is a list of stakeholders engaged in providing feedback to the Province.

- Healthy and Safe Communities
 - Indigenous Relations
- Planning and Economic Development
 - Transportation Planning;
 - The Office of Climate Change Initiatives;
 - Growth Management;
 - Planning; and,
 - Economic Development.
- Public Works
 - Hamilton Water;
 - Engineering Services;
 - Corporate Asset Management;
 - Hamilton Street Railway;
 - Environmental Services; and,
 - Transportation.

In addition to internal stakeholders, the Environmental Assessment Staff Working Group also consulted with the Municipal Engineers Association. This has entailed coordinating initial comments to the Ministry to ensure alignment with other industry experts (other municipalities in Ontario).

SUBJECT: Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098/PW24029) (City Wide) - Page 6 of 10

Note: The Municipal Engineering Association is a volunteer body of Ontario's Engineers, responsible for amending the Municipal Class Environmental Assessment guiding document, auditing the Municipal Class Environmental Assessment process, and reporting on its use, as well as lobbying the Province on behalf of Ontario's of Environmental Assessment project proponents (i.e., municipalities and private developers).

The City's Environmental Assessment Staff Working Group intends to work with the Municipal Engineers Association's Environmental Assessment Reform Working Group in the development of a new process to be used by Ontario municipalities for those projects that will not be subject to the proposed regulation (Municipal Project Assessment Process), should the regulation be enacted.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

The City of Hamilton has been applying the Municipal Class Environmental Process since its inception in 2000.

The Municipal Class Environmental Assessment was created to ensure environmentally sound planning for municipal infrastructure, which has been proven effective over twenty years of complying with the *Environmental Assessment Act*. It provides:

- A practical mechanism for proponents to deliver municipal services efficiently, economically, transparently, and responsibly;
- A consistent, streamlined and easily understood process for planning and implementing infrastructure project;
- The flexibility to tailor the planning process to a specific project taking into account the environmental setting, local public interests, and unique project requirements; and,
- Process maps outlining clear expectations of the planning process including point of public engagement at key decision-making steps etc.

The Environmental Assessment Staff Working Group is generally supportive of the proposal to modernize the Municipal Class Environmental Assessment process. Efforts to improve process efficiency are encouraged and supported; however, there are concerns with certain aspects of the proposed regulation should the Ministry's proposal be enacted as currently written as follows:

1. *Exclusion of Roads and some Water / Wastewater / Stormwater Projects from the proposed Municipal Project Assessment Process*

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: Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098/PW24029) (City Wide) - Page 7 of 10

Exclusion of projects from the proposed regulation has both negative and positive implications. The following is a list of negative implications if projects are excluded from the infrastructure planning process:

- Inability for the City to rely on the currently approved provincial planning process to ensure the City can maintain a high level of consistency and transparency in decision making;
- Inability to rely on the current approved provincial process used for justification in defending land acquisitions through expropriation and dedications through the land development process. At present, a robust consultation and evaluation of alternatives process is used to support these sometimes-controversial requirements;
- Potential project delays, increases in scope and cost throughout the project cycle due to varying approaches to infrastructure planning amongst consultants and municipalities; and,
- Inability for stakeholders to appeal projects based on impacts to Indigenous Rights and Treaties which does not align with City's reconciliation efforts and relationship building with Indigenous Nations.

Conversely, not including certain project types in the proposed regulation provides an opportunity to streamline the infrastructure planning process for these project types by:

- Removing duplication of technical studies over the course of a project from the planning stages to its implementation;
- Removing duplication of process where higher order roadways (e.g., collector and arterial) are planned as part of the Planning Act application process; and,
- Providing appeal rights for road projects when they are planned as part of a Planning Act application (note this would offset the proposed removal of appeal rights related to Indigenous Rights and Treaties noted above)

2. *Other Considerations*

The following highlights other considerations for Council if the proposed changes are enacted as currently written:

SUBJECT: Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098/PW24029) (City Wide) - Page 8 of 10

- Without an alternative process for projects not included in the Municipal Planning Assessment Process, the proposed regulation as currently drafted does not align with the following Council priorities:
 - Priority #1 - Sustainable Economic and Ecological Development – the proposed regulation would diminish the ability to assure consideration of climate change mitigation / adaptation without legislative support or adequate internal policies; and,
 - Priority #3 - Responsiveness and Transparency – the proposed regulation would diminish the ability to assure meaningful and transparent public participation without legislative support or adequate internal policies.
- To ensure consistency in the approach for infrastructure projects excluded from the proposed Municipal Project Assessment Process regulation (e.g., road projects), the City would need to develop a new process for staff to use (and in some cases for developers). Despite this concern, there is an opportunity for the City to tailor a new process specific to City needs when planning for infrastructure, based on the anticipated new guidance document currently being developed by the Municipal Engineers Association. While the framework will be determined by the Municipal Engineers Association's guidance document, additional City staff time and resources will be required to ensure that City of Hamilton specific needs are addressed in our own policy.
- The following Official Plan policies would need to be amended through a future update to the City's Official Plans to refer to the new Municipal Planning Assessment Process. The impacted Policies include:

Urban Hamilton Official Plan	Rural Hamilton Official Plan
Volume 1 Chapter A Section 1.6 Volume 1 Chapter E Section 5.3 Volume 1 Chapter F Section 12.5 Volume 2 Chapter B-6 Section 6.5 Volume 2 Chapter B-7 Section 7.4.13.6 i), 7.4.14.1 j), iii), 7.5.110.13, 7.5.12.1, 7.5.13.2, and 7.5.13.3	Volume 1 Chapter C Section 5.2.4

- Some water / wastewater / stormwater projects included in the new Municipal Project Assessment Process regulation would result in an expedited review by the Ministry; however, the field work, and key public, stakeholder and Indigenous Nations engagement and decision-making would need to take place prior to contact with the Ministry. This is not anticipated to result in a shorter overall project schedule or decrease of project cost.

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: Ministry of the Environment, Conservation and Parks Proposed Changes to the Municipal Class Environmental Assessment Process (PED24098/PW24029) (City Wide) - Page 9 of 10

- The proposed regulation includes a transition provision for on-going projects to either continue as planned or transition to follow the new Municipal Project Assessment Process; however, it does not provide any transition mechanisms to ensure that the City will receive adequate amount of time to develop a new process if the proposed Municipal Project Assessment Process regulation is enacted and the Municipal Class Environmental Assessment is revoked.

Based on the foregoing, staff recommend that the City establish its own infrastructure planning document that provides guidance for a process to ensure that all legislative requirements continue to be met, and to maintain consistency and transparency in decision-making, should changes to the Municipal Class Environmental Assessment be enacted as proposed.

While there has been no final decision from the Ministry yet, the Environmental Assessment Staff Working Group will continue to engage with the Ministry concerning the proposed changes. The Working Group also intends to work with the Municipal Engineers Association's Environmental Assessment Reform Working Group in the development of a new process to be used by Ontario municipalities for those projects that will not be subject to the proposed regulation, should the regulation be enacted. Once final changes are announced, Staff will report back to the General Issues Committee with a Recommendation Report on next steps, if the development of a City policy/process is required.

ALTERNATIVES FOR CONSIDERATION

1. Council may amend the staff-level comments attached as Appendix "A" to Report PED24098/PW24029 that were provided to the Ministry or supplement the staff-level comments with additional comments. It should be noted that it is unknown if the Ministry will accept additional comments outside of the commenting period.
2. Council may direct staff not to initiate the development of the appropriate internal process and policies for transparent planning of infrastructure projects subject to the current Municipal Class Environmental Assessment process, should the Municipal Project Assessment Process be enacted by the Province of Ontario. Staff advise against this option to ensure consistent and transparent decision-making and that requirements set through federal, provincial, and municipal policies are clearly captured and met during project development.

Council may direct staff to not assess the staffing or process changes that may result from the proposed regulation ERO-019-7891. Staff advise against this option to ensure the City will be able to implement the proposed changes through

**SUBJECT: Ministry of the Environment, Conservation and Parks Proposed
Changes to the Municipal Class Environmental Assessment Process
(PED24098/PW24029) (City Wide) - Page 10 of 10**

the Municipal Project Assessment Process and ensure compliance with other relevant pieces of legislation.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" to Report PED24098/PW24029 - Letter from City of Hamilton to Ministry of the Environment, Conservation and Parks on Proposed Changes to Municipal Class Environmental Assessment, March 15, 2024.



Hamilton

March 15, 2024

EA Modernization Team
Environmental Assessment Modernization Branch
Ministry of the Environment, Conservation and Parks
135 St Clair Ave West, 4th Floor
Toronto, ON M4V 1P5

Re: MECP's Proposed Changes to the MCEA Process

Dear EA Modernization Team,

Introduction

The City of Hamilton's Environmental Assessment Working Group (EAWG) is pleased to provide input on the Province's commitment to modernize the Municipal Class Environmental Assessment Process (MCEA), specifically ERO-019-7891. These comments have been reviewed by subject matter experts across the City of Hamilton.

EAWG is supportive of the proposal to change the MCEA process to a regulation, but there are concerns with the current proposed Municipal Project Assessment Process (MPAP) Regulation.

Detailed feedback to the ERO is broken down into five (5) components:

1. Proposed MPAP Regulation
2. Proposed MPAP Regulation Project List
3. Proposed MCEA Revocation
4. Proposed Transition Provisions
5. Ministry of Environment, Conservation and Parks (MECP) Proposed Municipal Project Assessment (Feb.28) Webinar Comments.

1. Proposed MPAP Regulation

- There is support for certain processes of the proposed MPAP such as streamlining certain tasks, for example considerations for the removal of "Do Nothing" option when identifying the needs and justification for projects, as well as the certainty of time of feedback to be received from the MECP.
- During previous consultations on MCEA process updates and the development of the proposed MPAP regulation, the City of Hamilton and other

Appendix “A” to Report PED24098/PW24029**Page 2 of 7**

municipalities requested more guidance on various topics (e.g., Indigenous engagement), which is missing in the proposed MPAP regulation. Additionally, the proposed MPAP Regulation timeline does not appear to consider that Indigenous Nations may not work on the same timelines that MECP proposed for the proposed MPAP Regulation (Nations may have their own internal review timelines) and that they may not have the resources that would be needed to complete the review.

- It is misleading to state that the proposed MPAP regulation can be completed within a 6 - month window. This does not align with relevant field assessments that require varying timing windows (e.g., bat surveys and amphibian surveys) or assessments that take longer than 6 months to complete (e.g., Archaeology Assessment). Thus, the proposed MPAP Regulation will not likely be less onerous, less costly or take less time than the existing MCEA process for the listed projects.
- The proposed MPAP Regulation does not appear to account for the full scope of work necessary to complete a high quality transparent planning process, including long term cumulative impacts (e.g., climate change). Please confirm that MECP would require the Municipality to complete all work required prior to triggering the proposed MPAP.
- It is a concern that the 120-day timeline will make meaningful consultation with stakeholders challenging. It is currently interpreted that the entirety of the technical and pre-consultation work, including the development and consideration of alternative solutions as well as alternative design concepts must precede the issuance of the Notice of Commencement. As a result, consultation essentially will occur after the outcome for the project has been fully determined, and opportunities for the public to provide input will be superficial.
- It is noted that the 30-day timeout period is unlikely to be sufficient to address any major concerns or issues raised in the formal consultation period. MECP should also provide more rigid timelines on agency reviews (e.g. Ministry of Citizenship and Multiculturalism) in order to streamline the process and to minimize or eliminate approval delays.
- To issue a Notice of Completion, the study would require Council approval via a report to Council that in a larger municipality takes up to 3 months, which does not fit within the 6-month timeline set by the Province.
- Will the proposed MPAP Regulation address the requirements of other regulations that are currently required under the existing MCEA process such as Source Water Protection?
 - The proposed MPAP Regulation does not appear to address the requirements related to Source Protection Planning, nor does it consider source protection policies and assessments of drinking water threats. It is important to recognize and uphold the existing obligations for source protection technical work, input from the Source

Appendix “A” to Report PED24098/PW24029**Page 3 of 7**

Protection Authority, and source protection technical reviews during a MPAP study. These requirements should be duly acknowledged and maintained.

- The proposed MPAP regulation does not address the impacts to cultural heritage resources typically impacted by infrastructure projects. Additional guidance on this is requested.

2. Proposed MPAP Regulation Project List

- It is unclear where Master Plans fall into the proposed MPAP framework (and their associated approaches or ‘modified’ approaches) which currently exist in the MCEA process.
- It is strongly advised that new road construction and widening of roadways should be included in the proposed MPAP Regulation, due to the cumulative impacts of such projects and to ensure municipalities can protect land required for future roads and road widenings.
- Depending on a private development’s project and its location, there are other legislative, regulatory and/or municipal requirements outside of the EA Act. For example, an Official Plan carries requirements for the MCEA to establish private services within a permanent residential area (e.g., trailer parks). It should be clarified within the proposed MPAP Regulation if the municipal policies take precedence over provisions of the EA modernization approach.
- Certain project descriptions and the Proposed Part II.4 Project List include elements that are confusing. For example, it is not clear if a new pumping station with chlorination and UV (treatment within a small well system) within an existing system would be considered a water treatment facility and require an EA study. At present, this initiative falls under Schedule B. A clearer delineation of project types and scenarios would be helpful. Additionally, it is essential to acknowledge the distinction between small groundwater systems and large surface water systems.
- There is support for the Municipal Engineers Associations’ (MEA) comments on the proposed MPAP Regulation, particularly the Project List section.

3. Proposed MCEA Revocation

- There is a need for municipalities to protect future road allowances. Notwithstanding provisions included in an Official Plan or a strategic Master Plan, it will be difficult to defend a municipal interest through a Planning Act application if a development is submitted as a Site Plan and the municipality is unable to define the precise land requirements for a new or widened road (currently defined through a Schedule B or C approved Class EA).
- Studies that are currently completed outside of the Planning Act process and subjected to MCEA’s Schedule B and C requirements (e.g. increased capacity on a new pumping station, new stormwater outfalls, communal wells), are defined through the EA process and defensible through a regulatory appeal

Appendix “A” to Report PED24098/PW24029**Page 4 of 7**

process (e.g. OLT, Minister’s Order Request). Removing the requirements to adequately define municipal infrastructure needs and constraints, through a transparent and engaging process, will leave maintenance and expansion of public infrastructures at risk.

- During previous consultations on MCEA process updates and the development of the proposed MPAP regulation, municipalities requested more guidance on various topics (e.g., Indigenous engagement). Road related projects often garner Indigenous interests. The proposed exclusion of road projects from the proposed MPAP Regulation appears to contradict the intent of Indigenous Reconciliation including United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP). It also does not support municipalities that will continue to experience challenges with Indigenous engagement. While the above specifies road projects, there may be other project types that have been excluded from the proposed MPAP Project List where UNDRIP and Indigenous Reconciliation concerns would also apply.
- The revocation is contrary to the municipal, provincial, federal, and global objectives to combat climate change.
- The exclusion of roadway projects from the proposed regulation is a significant concern and it is not supported. These are projects that are often complex and generate public, Indigenous, and stakeholder interest. Without the MCEA process (or a provincial body oversight), and even with the Planning Act, there will be no provincial requirements for proponents to engage with the public, Indigenous Nations, and stakeholders the same way. It is understood that the proposal intends to enable completion of road projects on time and budget, however, the complete exclusion of roads from the proposed MPAP Regulation will lead to inconsistent and/or inadequate assessments of important considerations such as natural heritage, archaeology, cultural heritage, stormwater, etc... at the expense of the “time is money” principle. While there is nothing stopping proponents and private developers from undertaking good planning and having the MEA maintain a guidance document, the lack of framework and enforcement as provided by the proposed MPAP Regulation reduces good planning from a “requirement” to “discretionary and ad-hoc” as decided by a proponent and/or private developer. This will lead to degradation of the process and outcomes including inconsistencies in how municipalities plan for infrastructure.
- The past 30-years of the MCEA’s process experience has resulted in the protection of the environment including natural and cultural heritage resources. The introduction of new instruments, through the proposed MPAP Regulation, should ensure the protection measures mentioned above are intact.
- With many municipalities who may have different requirements and expectations for various aspects of project planning, the proposed MPAP Regulation will be required to provide additional guidance in order to:

Appendix “A” to Report PED24098/PW24029**Page 5 of 7**

- Ensure consistency in assignments for consultants across municipalities, it's important to standardize requirements. Varying requirements among municipalities can make it difficult for consultants to understand specific needs, hindering efficiency.
 - Provide consistency and transparency for meaningful engagement with the public and stakeholders.
 - Ensure that Indigenous Nations can meaningfully participate as they work with many municipalities who would each have different requirements and expectations.
- There are also concerns about the exclusion of Master Plans for all municipal infrastructure types. Master Plans are a key tool for all infrastructure planning projects. It is highly recommended that Master Planning provisions be included, particularly Approach 1 and Approach 2 of the current MCEA process. While the City of Hamilton typically only uses Approach 1, it is recognized that there may be value in maintaining Approach 2. It is not anticipated that Approach 3 would ever be feasible for the size and complexity of Master Plans completed by large municipalities such as ours.
 - The proposed regulation is holding a municipality to a higher standard for completing an activity than a private development. Private development is for profit and much more likely to circumvent processes or cut corners than a municipality that is typically more devoted to the overall protection and benefit of the local area/municipality.
 - The benefits of not having EA appeals (Section 16) after an EA project is completed and filed, does not outweigh the potential legal actions taken against proponents during the Ontario Land Tribunal (OLT) process. The MCEA process serves as a rationale and documentation for decisions made on why certain standards and guidelines are required.
 - Furthermore, certain environmental, social, or economic triggers/ conditions should require a developer to complete an EA. For example, whenever a private developer is proposing a realignment of a planned arterial road, they should be required to provide a justification for change and a comparison between impacts from the Master Plan's approved arterial road alignment and the new alignment. The current Planning Act process does not require a comparison. Instead, the onus would fall on the municipality to request such a comparison on a case-by-case basis, which is challenged through a regulatory appeal process through the OLT. The existing MCEA process is a well proven and effective tool for that. The proposed regulation should apply to both private and public proponents.

4. Proposed Transition Provisions

- It is requested that as much notice as possible be given so that municipalities can develop a new process in-lieu of the proposed MPAP regulation. For

Appendix “A” to Report PED24098/PW24029**Page 6 of 7**

example, it may take a minimum of 12 months for a new process to be developed and approved by Council in municipalities.

- For Master Plans that have been completed and have used Approach 1 and Approach 2, the expectation is that additional work will be completed for projects identified through the Master Plans. In the event that the proposed MPAP regulation is approved, there are concerns about gaps of assessment work needed should developers be responsible for completing the remaining assessment work (Phase 3 and 4 of the existing MCEA process). The roles and responsibilities of the proponents and developers for these projects (Phase 3 and 4) should be clearly defined.
- There is support for transition provisions that would allow for:
 - Projects that are not on the MPAP Project List to complete the MCEA process or easily withdraw from the process by providing notice.
 - Projects that are on the MPAP Project List to be able to complete the EA Act requirements either under the existing MCEA process or the proposed MPAP Regulation.
 - Inclusion of transition timelines e.g. 6 -12-month window to complete ongoing MCEA projects before the new regulation is in place.

5. Proposed Municipal Project Assessment Process (MECP) Feb 28 @ 2pm Webinar

- MECP had noted that larger municipalities can and have been utilizing Master Plans to fulfil inventory assessments (i.e., Approach 3). City of Hamilton does not use this approach for Master Plans. Instead, Approach 1 and occasionally Approach 2 are used, but never Approach 3 (which includes detailed inventory assessments) due to the size, complexity, and long timelines of implementation of Master Plans. It is not anticipated that Approach 3 would ever be feasible for the size and complexity of Master Plans completed by large municipalities such as ours.
- It was disappointing that MECP indicated that it is not responsible for providing other mechanisms that would compensate for the removal of the existing MCEA process e.g., guidance documents or other legislation. Administrative impacts that have not been anticipated will need to be addressed, which the Province should be responsible for.

Final Comments

The above comments have been prepared by City of Hamilton Staff but have not yet been reviewed by the City of Hamilton Council due to the short commenting window set by the MECP. Due to the significance of the proposed changes, it is Staff’s intent to seek Council review and provide the MECP with any additional comments. Staff expect to finalize comments in late Spring 2024.

Appendix “A” to Report PED24098/PW24029

Thank you,

City of Hamilton Environmental Assessment Working Group (Co-Chairs)

Margaret Fazio, E.P., RPP, MCIP

Senior Project Manager
Infrastructure Planning
Growth Management
Planning and Economic
Development
Phone 905-973-0226
Email: margaret.fazio@hamilton.ca

Megan Salvucci, RPP, MCIP

Senior Project Manager
Infrastructure Renewal
Engineering Services
Public Works
Phone: 905-977-1478
Email:
megan.salvucci@hamilton.ca

Patrick Yip, P.Eng

Project Manager
Infrastructure Planning
Growth Management
Planning and Economic
Development
Email:
patrick.yip@hamilton.ca



Hamilton

GENERAL ISSUES COMMITTEE PROPOSED CHANGES TO THE MUNICIPAL CLASS ENVIRONMENTAL ASSESSMENT PROCESS

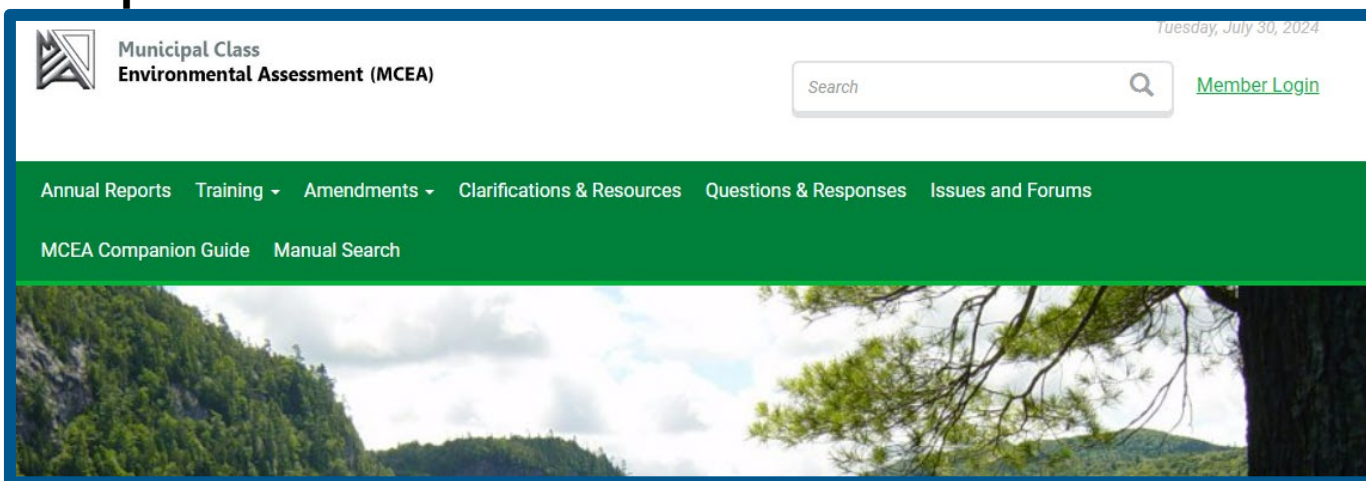
September 4, 2024

**Planning and Economic Development
Growth Management**

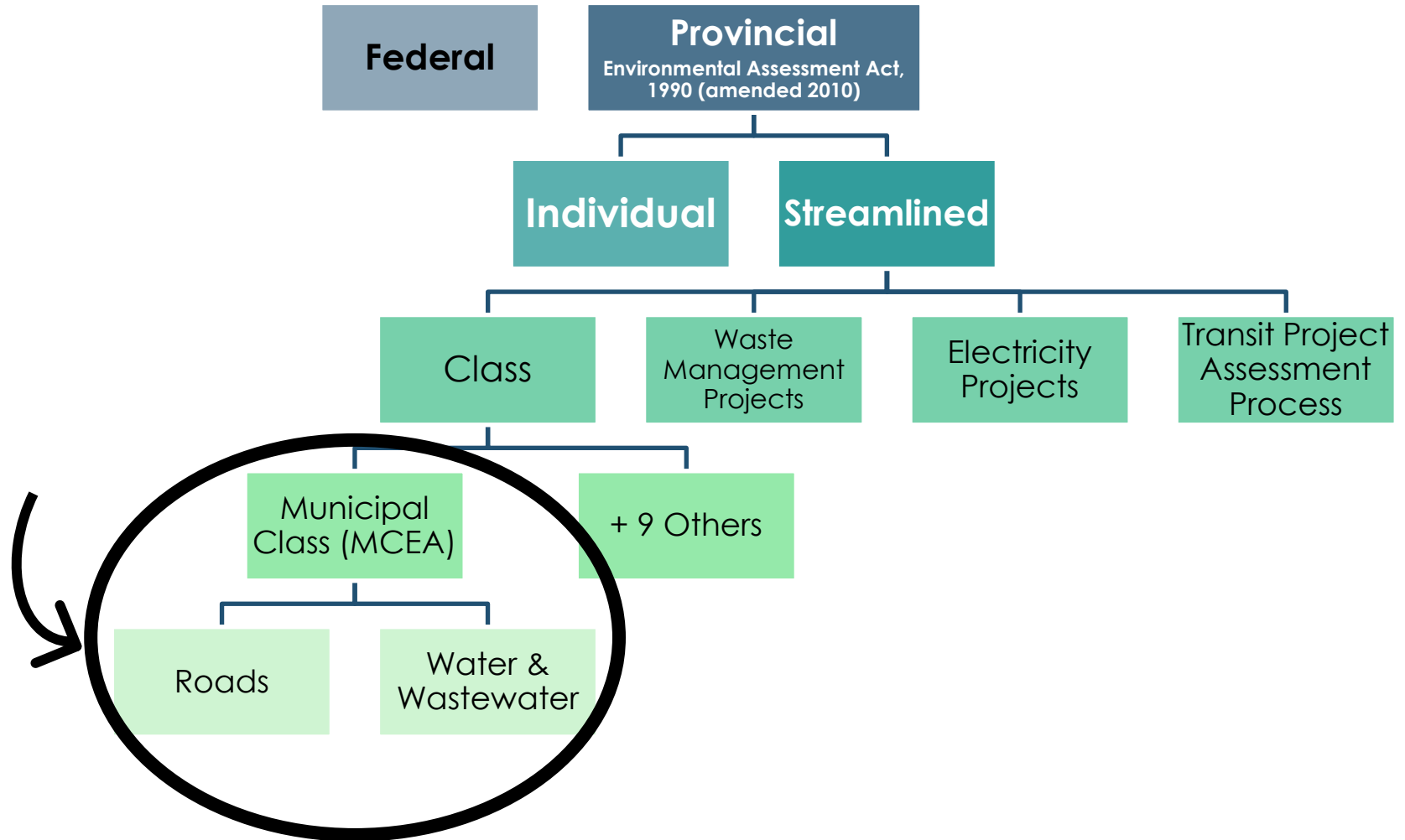
**Public Works
Engineering Services**

Overview

1. Why are we here?
2. Introduction
3. 2024 Environmental Registry Ontario Posting
4. Environmental Assessment Staff Working Group Comments to Ministry of Environment, Conservation and Parks
5. Summary
6. Recommendations to Council
7. Next Steps



1. Introduction



1. Introduction

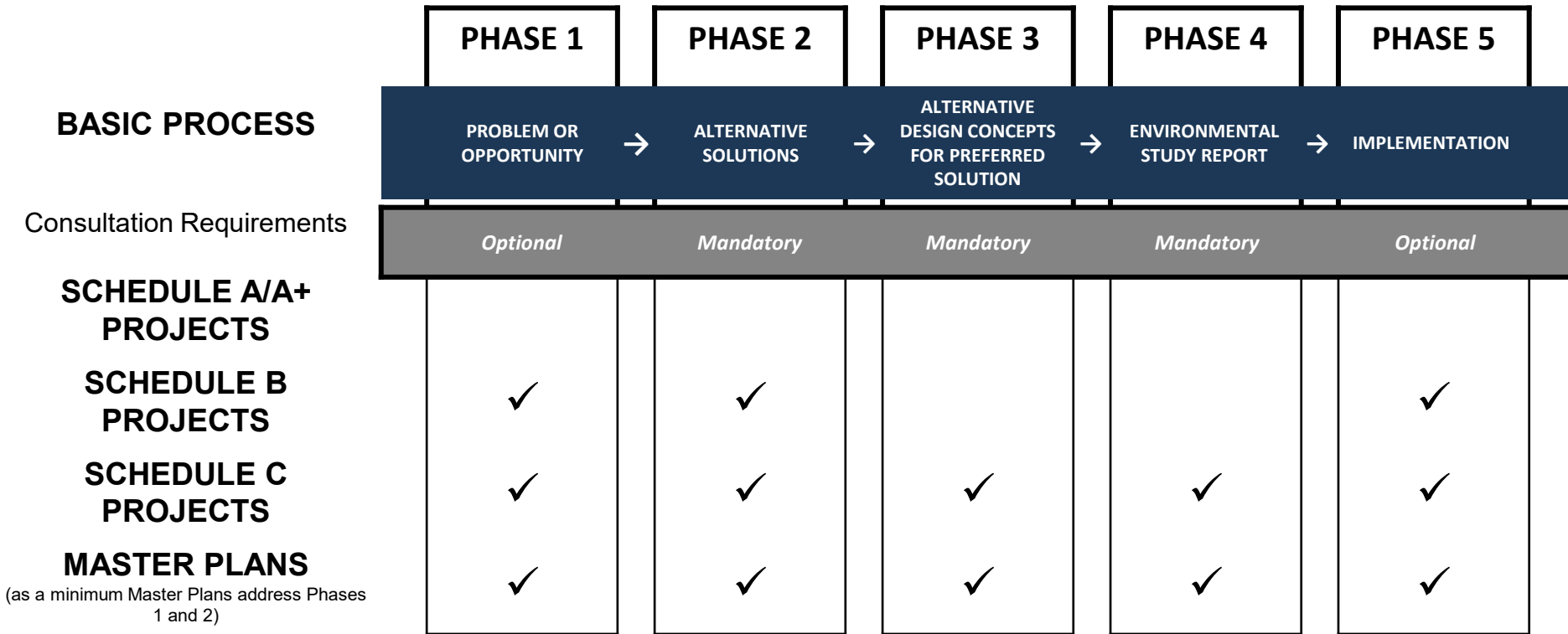
- 01 Cultural Environment**
Archaeological resources, area of archaeological potential, built cultural heritage landscape
- 02 Social Environment**
Active transportation, noise and air quality, residential property, facilities and access
- 03 Property**
Access, Parking and building
- 04 Others/Engineering**
Nature and location of proposed Infrastructure system, feasibility and phasing of Implementability, and other technical requirements



- 05 Economic Environment**
Commercial, Industrial and Agricultural land-use, lifecycle of infrastructure and cost-benefit analysis; growth potential
- 06 Land-Use Planning**
Supports Existing and Future development, Compatibility with provincial and location transportations plans and policies
- 07 Natural Heritage Features**
Landforms (including Valley lands), Ground Water, Surface water and fisheries, Terrestrial Vegetation and Wetland, Wildlife and habitat and connections provided by or between these resources
- 08 Cost**
City's ability to finance, cost of implementation of each alternative, including capital cost, property acquisition, maintenance and operational cost

1. Introduction

Municipal Class Environmental Assessment Process:



Source: <https://www.municipalclassea.ca/manual/page10.html>

1. Introduction



Governed by **Ministry of Environment, Conservation and Parks**



Overseen by **Municipal Engineers Association of Ontario**

- **City of Hamilton Context:**
 - **Completed 136** Master Plans, Independent Projects, and Block Servicing Strategies
 - **Ongoing 21** Master Plans, Independent Projects and Block Servicing Strategies
 - **Approximate Total Construction Value: \$325M**



2. 2024 Environmental Registry Ontario Posting

Key Details of Proposed Changes to Roads

- Removal of all independent road projects and All Master Plans

Key Details of Proposed Changes to Water/Wastewater/Stormwater

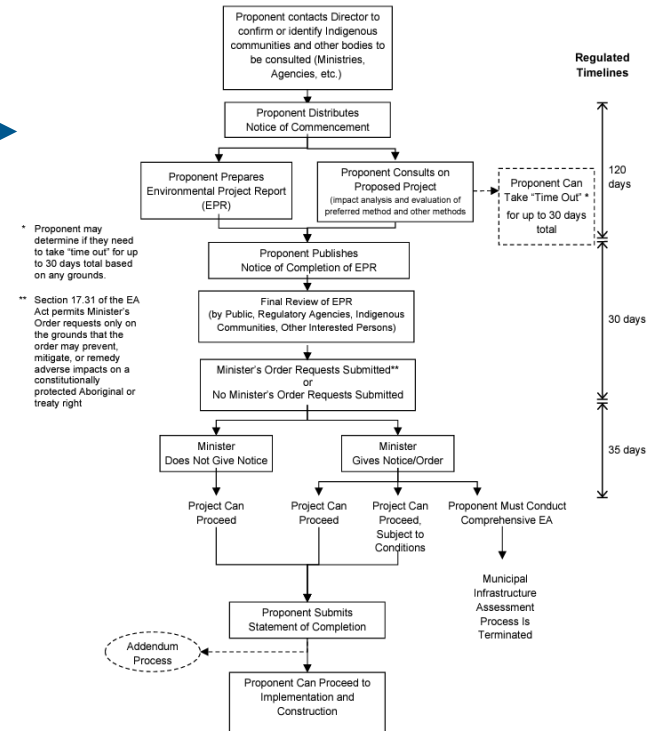
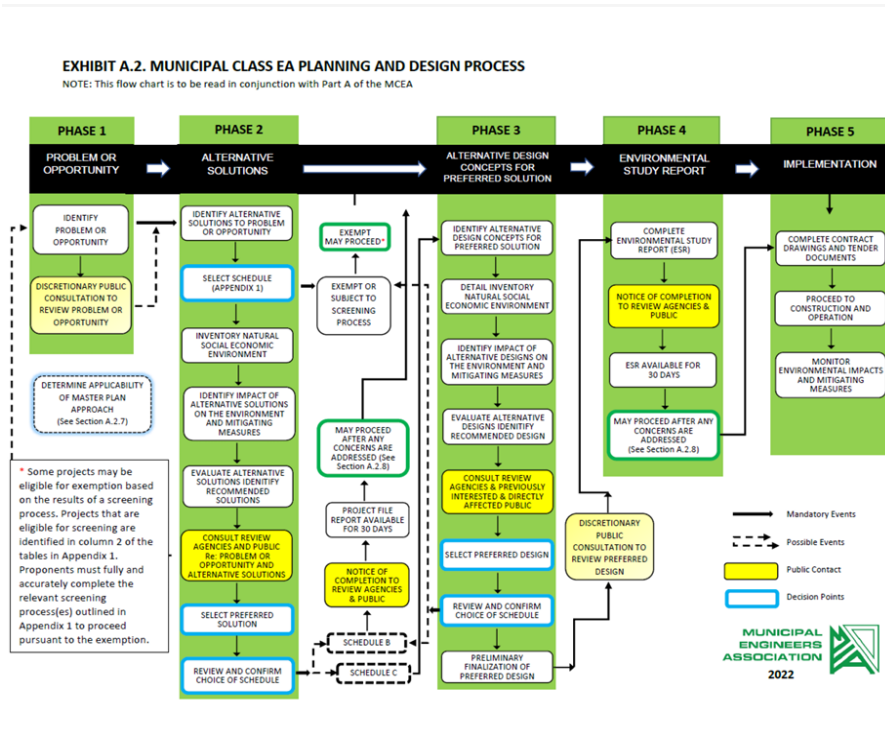
- New Project List
- Does not include most water and wastewater projects currently required subject to the MCEA

2. 2024 Environmental Registry Ontario Posting

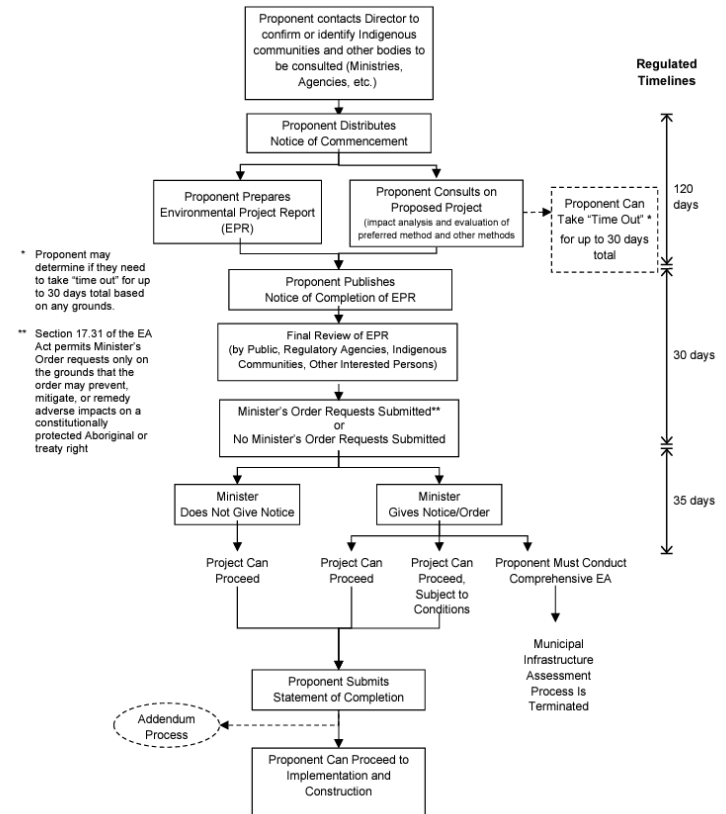
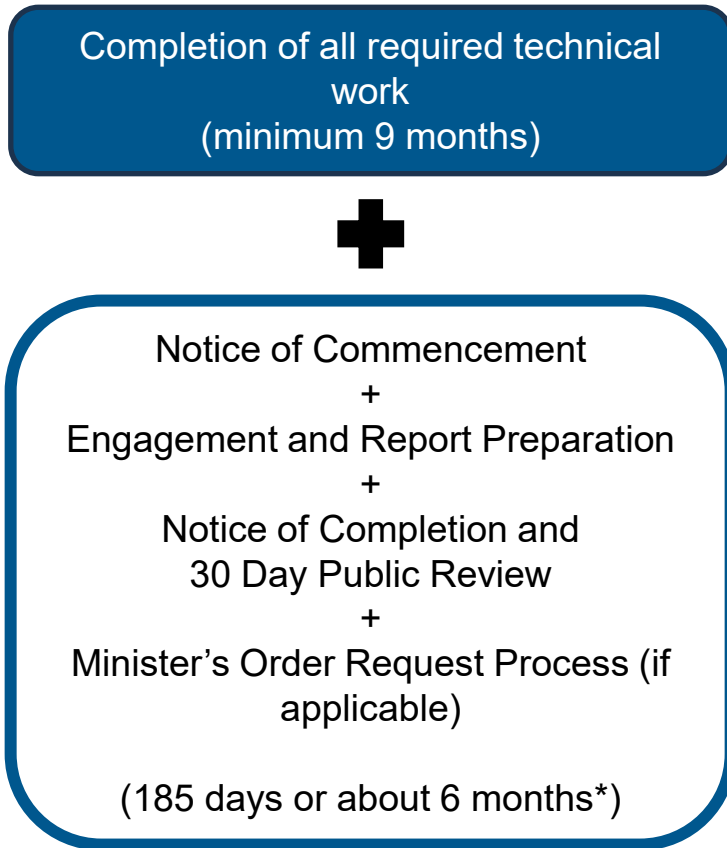


Current Municipal Class Environmental Assessment Process Map

Proposed Municipal Project Assessment Process Map



2. 2024 Environmental Registry Ontario Posting



*Conflict due to MPAP timelines not aligning with Council requirements

3. Environmental Assessment Staff Working Group Comments

Comments provided to the Ministry were organized under five headings:

1. Proposed Municipal Project Assessment Process Regulation Considerations
2. Proposed Municipal Project Assessment List
3. Municipal Class Environmental Assessment Revocation
4. Transition Provisions
5. Ministry of Environment, Conservation and Parks Comments

3. Environmental Assessment Staff Working Group Comments

1. Proposed Municipal Project Assessment Process Regulation

- Indigenous concerns (guidance and timelines)
- Municipal Project Assessment Project timelines
- Transparency and genuine engagement

How might we consider the **Truth and Reconciliation Commission's 94 Calls to Action** in our engagement in community to shape and respond to Reconciliation?

WE WANT TO HEAR FROM YOU!



**Glancaster Road
Phases 2-4 EA**

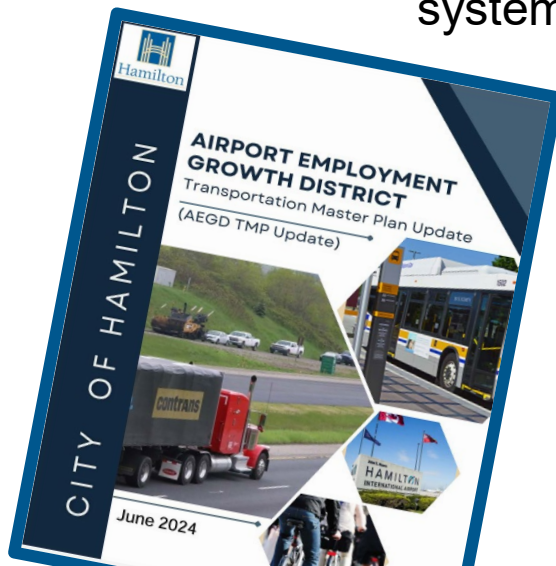
engage.hamilton.ca



3. Environmental Assessment Staff Working Group Comments

2. Proposed Municipal Project Assessment Process List

- Exclusion of All Master Plans
- Concerns about removal of road works
- Unclear delineation between existing project descriptions and proposed project types
 - Ex. small ground water systems and large surface water systems

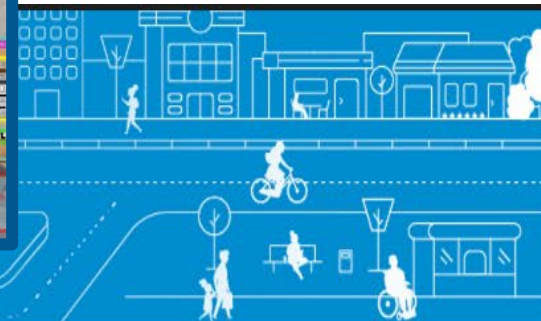


The Master Plan adopted for this Study followed Approach 1 only. Therefore, all listed Schedule B and C projects are not appealable until they fulfill the required Phases 2-4 of the Municipal Class Environmental Assessment process.

3. Environmental Assessment Staff Working Group Comments

3. Municipal Class Environmental Assessment Revocation

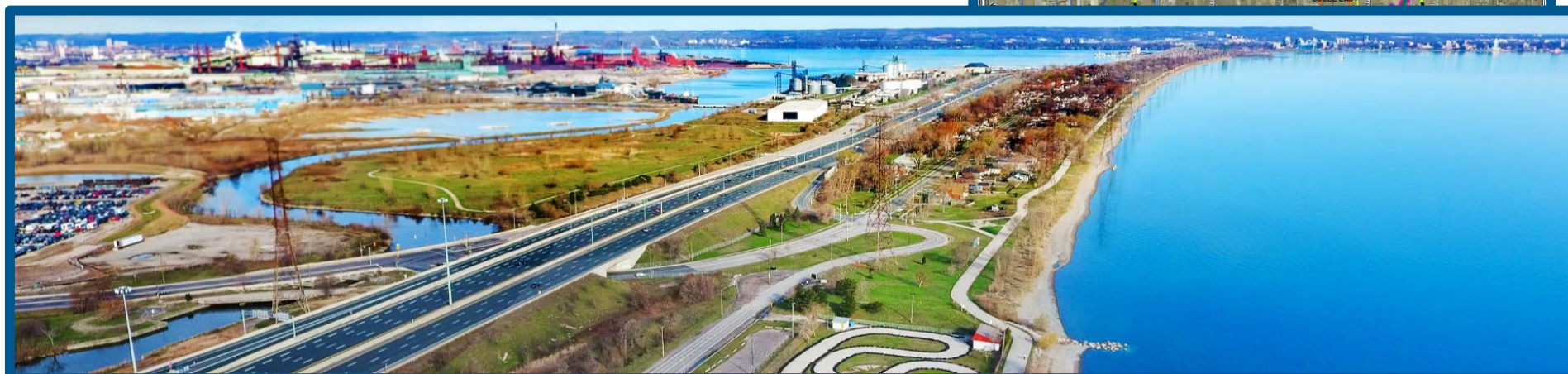
- Defendable planning decisions
- Lack of direction regarding consultation
- Ability to create Hamilton-specific process



3. Environmental Assessment Staff Working Group Comments

4. Transition Provisions

- Request for advance notice of official adoption
- Gap in applying Master Plans (if additional engagement was planned)



4. Summary


- All information in the report and presentation are based on the **draft** regulation proposed by the province.
- City Infrastructure Projects still need to **comply with other existing legislation & City policies.**
- **A new transparent and data-driven decision-making process** will need to be created for City of Hamilton, with an opportunity to be unique to us.
- Staff **Environmental Assessment Working Group** will continue working with the **Municipal Engineers Association** to establish **best practices for municipalities in Ontario**, that the City policies can draw from.





5. Recommendations

- (a) That Council **endorses** Staff comments provided in a letter to the Ministry of Environment, Conservation and Parks on March 15, 2024 (included as Appendix “A” to report PED24098/PW24029), in response to proposed regulation ERO-019-7891 intended to modernize the Municipal Class Environmental Assessment Process.
- (b) That General Managers of Planning and Economic Development and Public Works Departments be **authorized and directed** to initiate the development of the appropriate internal process for the consistent and transparent planning of infrastructure projects to replace the Municipal Class Environmental Assessment process, **should the Municipal Project Assessment Process be enacted by the Province of Ontario.**
- (c) That **staff report back to Council** on any required staffing and process changes necessary should the proposed regulation ERO-019-7891 be enacted.

6. Next Steps

Ontario  Ministry to release final regulation

  Development of infrastructure planning policy


  Report back to GIC if there are any staffing impacts resulting from the changes



QUESTIONS?



INFORMATION REPORT

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 4, 2024
SUBJECT/REPORT NO:	Labour Relations Activity Report & Analysis (2019-2023) (HUR24006) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Julie Shott (905) 977-8447 Yakov Sluchenkov (905) 978-3517
SUBMITTED BY:	Lora Fontana Executive Director Human Resources
SIGNATURE:	

COUNCIL DIRECTION

To provide Council with an overview of the City of Hamilton's labour relations activities for the period of January 1, 2019 through December 31, 2023.

INFORMATION

This Report focuses on a five-year historical review of the general labour relations activities across the City of Hamilton's bargaining units and departments from January 1, 2019 through December 31, 2023. This Report is intended to provide Council and other City stakeholders with an overview of the City's labour relations activities.

In addition, this Report provides a summary of the City's collective agreement status with the eleven bargaining units and an overview of collective bargaining activity in 2023 and 2024.

CITY UNIONIZATION OVERVIEW

The City of Hamilton has a highly unionized workforce with unionized employees representing approximately 77.6% of the City's overall workforce. Graph 1 below shows the percentage of the City's unionized workforce across the eleven bargaining units. CUPE Local 5167 Inside/Outside is the largest bargaining unit and accounts for approximately 48.6% of the City's overall unionized employees. In contrast, IUOE 772 is the smallest bargaining unit and accounts for approximately 0.1% of unionized employees at the City.

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.

Graph 1 – Unionized Employees by Bargaining Unit

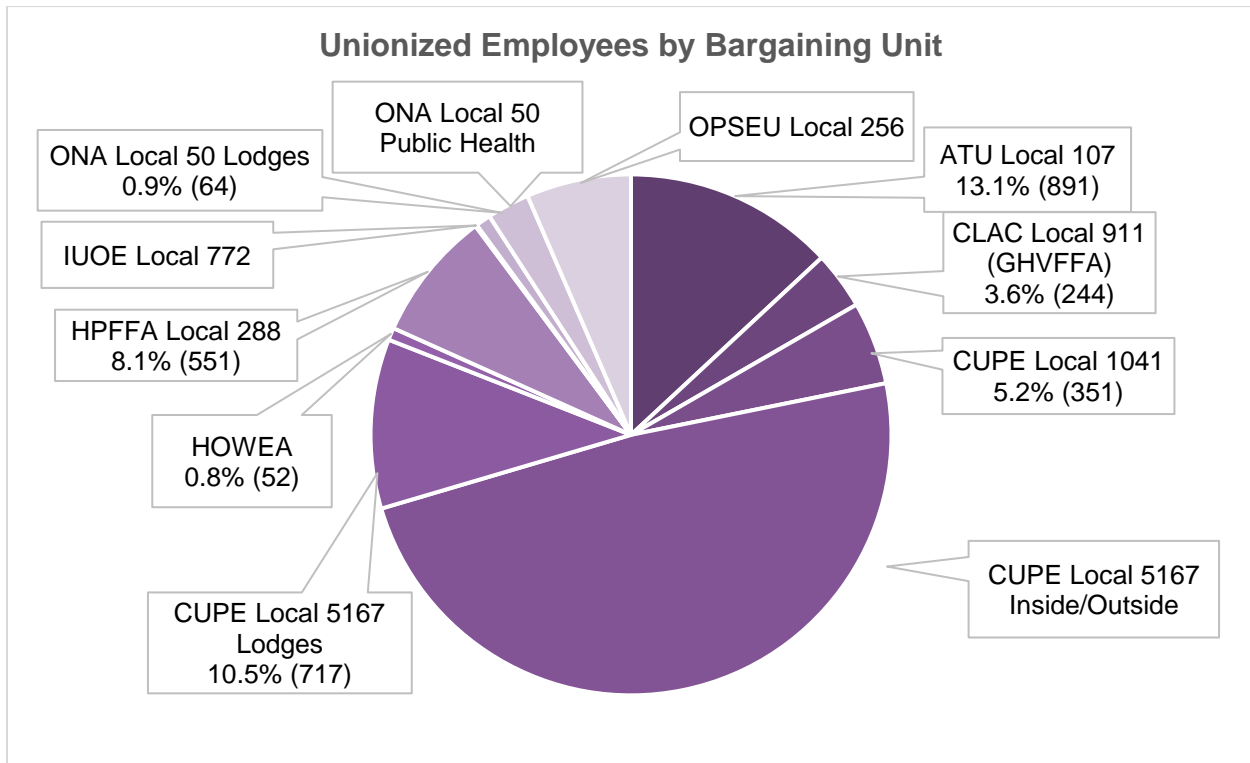


Chart 1 below provides an overview of the unionized head count by department at the end of 2023. The largest number of unionized employees are in the two of the City’s largest departments: Public Works and Healthy & Safe Communities.

Chart 1 - Unionized Head Count by Department

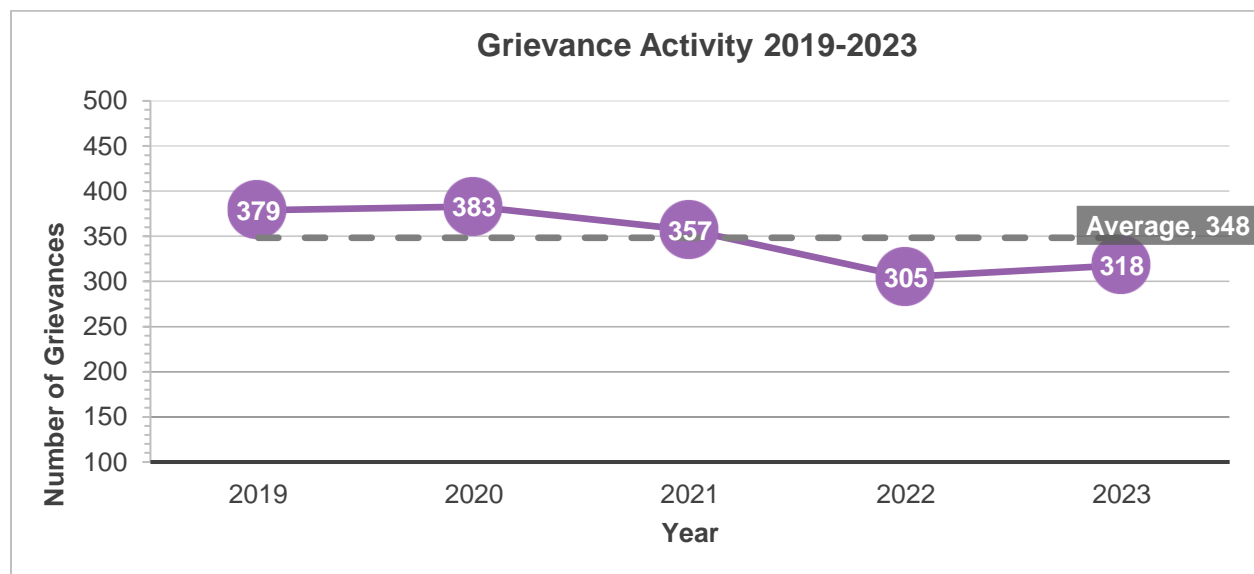
Department	Total Head Count	Unionized Head Count	Percent Unionized
City Manager's Office	143	3	2.1%
CityHousing Hamilton	217	115	53.0%
Corporate Services	564	282	50.0%
Healthy & Safe Communities	4484	3701	82.5%
Planning & Economic Development	928	509	54.8%
Public Works	2437	2201	90.3%
Total	8773	6811	77.6%

OVERALL GRIEVANCE ACTIVITY

The Report presents an analysis of grievance activity spanning the years 2019 through 2023. Grievances are an important communication tool which offer insights into potential areas of concern or opportunities for improvement within the organization. Over the five-year period, there have been minor fluctuations in the number of grievances filed. As shown in Graph 2 below, the total number of grievances filed in 2022 was the lowest at 305 and represents the lowest level of grievance submissions over the five-year period. While the total number of grievances filed in 2023 increase slightly by 4.3% to 318, it remains below the five-year average suggesting an overall downward trend.

While the number of grievances filed in any given year can be one general indicator of the state of labour relations, it is not the sole indicator of the labour-management relationship. Often, a collective bargaining year with contentious negotiations, unprecedented and high-profile events, may have an impact on statistics in any given year. Grievances filed in 2020 and 2021, as an example, are impacted by external influences such as the COVID-19 pandemic and the City's navigation through that unprecedented time. Grievances in 2023 and 2024 will reflect a period of active negotiations and the City navigating through a cyber security incident. The grievance process is one of the methods to resolve disputes regarding the terms and conditions of employment and workplace policies and processes. It also provides individual employees as well as union leaders, an opportunity to communicate concerns in a formal and structured manner outlined in their collective agreement. Analysis beyond a direct count of grievances is always necessary, and caution should be given to drawing too many conclusions.

Graph 2 – Total Grievance Activity 2019-2023



Grievance resolutions include those achieved in the grievance process, mediations, arbitrations, and grievances withdrawn by the bargaining unit. Chart 2 below shows the number of resolved grievances from those files in 2019 through 2023. Out of all the grievances filed in the five-year period, 74.8% of the grievances were resolved by the end of 2023. Those grievances that remain unresolved are generally either held in abeyance for a variety of reasons, or they are awaiting a hearing date in the future.

Chart 2 – Grievances Filed, Resolved, and Outstanding from 2019-2023

Year	Number of Grievances Filed	Number of Resolved Grievances	Number of Outstanding Grievances	Percent of Grievances Resolved
2019	379	341	38	90.0%
2020	383	336	47	87.7%
2021	357	292	65	81.8%
2022	305	193	114	63.3%
2023	318	141	177	44.3%
Total	1742	1303	441	74.8%

GRIEVANCE ACTIVITY BY BARGAINING UNIT

The grievance activity data by bargaining unit over the last five years can be found in Chart 3 below. Grievances filed by bargaining unit from 2019 to 2023 reveal fluctuating patterns across different groups. CUPE Local 5167 Inside/Outside bargaining unit showed some fluctuations over the five-year period; however, total grievances filed in the last three years were below the five-year average for this bargaining unit. As the largest bargaining unit at the City, the number of grievances submitted by CUPE Local 5167 Inside/Outside being below the 5-year average contributes to the overall downward trends in the last two years compared to earlier years in this reporting period. The stability of grievance submissions often reflects the effectiveness of the City’s grievance handling process, the level of communication between parties, and concerted efforts of management to meet and discuss issues to proactively to resolve issues prior to the grievances being filed.

Chart 3 – Grievances Filed by Bargaining Unit in 2019-2023

Bargaining Unit	2019	2020	2021	2022	2023	Five-Year Average
ATU Local 107	46	28	45	44	42	41
CLAC Local 911 (GHVFFA)	0	0	1	1	0	0
CUPE Local 1041	32	41	33	21	23	30
CUPE Local 5167 Inside/Outside	192	228	173	132	168	179
CUPE Local 5167 Lodges	48	36	38	44	28	39
HOWEA	15	5	8	12	8	10
HPFFA Local 288 Fire	9	16	15	11	11	12
IUOE Local 772	0	0	0	0	0	0
ONA Local 50 Lodges	8	6	19	13	6	10
ONA Local 50 Public Health	1	6	4	3	1	3
OPSEU Local 256	28	17	21	24	31	24
Total	379	383	357	305	318	348

GRIEVANCE ACTIVITY BY DEPARTMENT

A further analysis of the state of labour-management relations is done through a review of grievance activity in the various City departments. Chart 4 provides an overview of grievances filed by department over the five-year reporting period. As expected, the largest number of grievances filed in 2023 occurred in the two of the City’s largest departments: Public Works and Healthy and Safe Communities. City Wide grievances are those that are not tied to a single department. For clarity, policy grievances that affect employees across multiple departments would be categorized as a City Wide grievance. When comparing 2022 and 2023, there was a decrease in City Wide grievances filed in 2023. This change is largely due to the amendments to the COVID-19 Mandatory Vaccination Verification Policy that occurred in 2022 causing more City Wide grievances related to the corporate policy to be filed in 2022. Overall, the grievance activity across the City’s departments provides a favourable outlook on the state of labour-management relations showing relatively stable grievance submissions over time by department.

Chart 4 – Grievance Activity by Department in 2018-2022

Department	2019	2020	2021	2022	2023	Five-Year Average
City Manager's Office	1	1	0	0	0	0
CityHousing Hamilton	9	4	4	2	3	4
Corporate Services	18	11	11	13	6	12
Healthy & Safe Communities	146	152	148	124	123	139
Planning & Economic Development	27	28	31	25	24	27
Public Works	176	182	156	131	161	161
City Wide*	2	5	7	10	1	5
Total	379	383	357	305	318	348

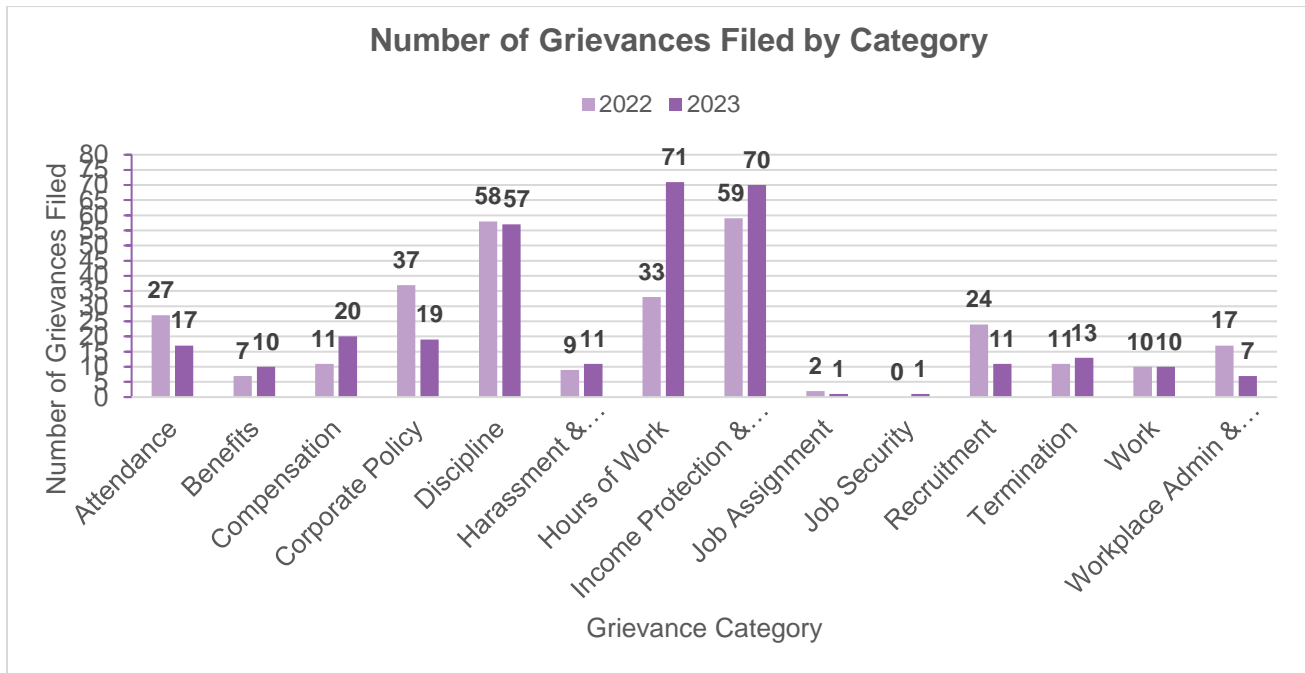
*City Wide grievances are grievances that are not tied to a single department.

GRIEVANCE ACTIVITY BY CATEGORY

When grievances are filed, they are categorized into grievance categories by the issue being grieved. A description of all grievance categories can be found in Appendix “A” of this Report. Graph 3 below compares the number of grievances filed by grievance category in 2022 and 2023. A few grievance categories consistently make the top five list year over year, including Hours of Work, Income Protection Plan and Return to Work (RTW), and Discipline. In 2023, the top five grievance categories were Hours of Work, Income Protection Plan and RTW, Discipline, Compensation, and Corporate Policy.

Overall, the number of grievances filed in each category remain relatively stable with only a few grievance categories experiencing notable change. The largest increase was observed in the Hours of Work category with an approximately 115% increase. Most of the hours of work grievances filed were related to overtime and shift schedule discrepancies at the operational level. Specifically, the City made operational changes to the way work is assigned between various classifications causing a spike in grievances. The parties have now settled this matter and resolved the issue going forward. In addition, the Compensation grievance category replaced the Attendance grievance category in the top five list in 2023 with compensation grievances increasing by approximately 82% (from 11 in 2022 to 20 grievances in 2023). The compensation grievances are about a variety of topics including but not limited to wages, premiums, allowances and job evaluation. Appendix “B” to this Report provides an overview of the number of grievances filed by grievance category for the five-year period from 2019 to 2023 in the top five grievance categories.

Graph 3 – Grievances Filed by Category 2022 and 2023



LABOUR RELATIONS LEGAL COSTS

In 2023, the total labour relations legal costs decreased by approximately 13% from the previous year. Reduced grievance activity and legal costs can be partially attributed to the largest bargaining units prioritizing their time to collective bargaining in 2023. Chart 5 below provides a summary of legal costs in 2022 compared to 2021. In 2022, the higher cost was predominately due to union and non-union COVID-19 Mandatory Vaccination Policy related disputes and hearings. In 2023, there were fewer arbitration hearings scheduled as many arbitrators are booking further out by one or two years due to limited availability. Although there have been fluctuations in the overall labour relations legal costs in the five-year period, the total cost remains below the budgeted amount (Graph 4).

Graph 4 – Total Labour Relations Legal Costs (2019-2023)

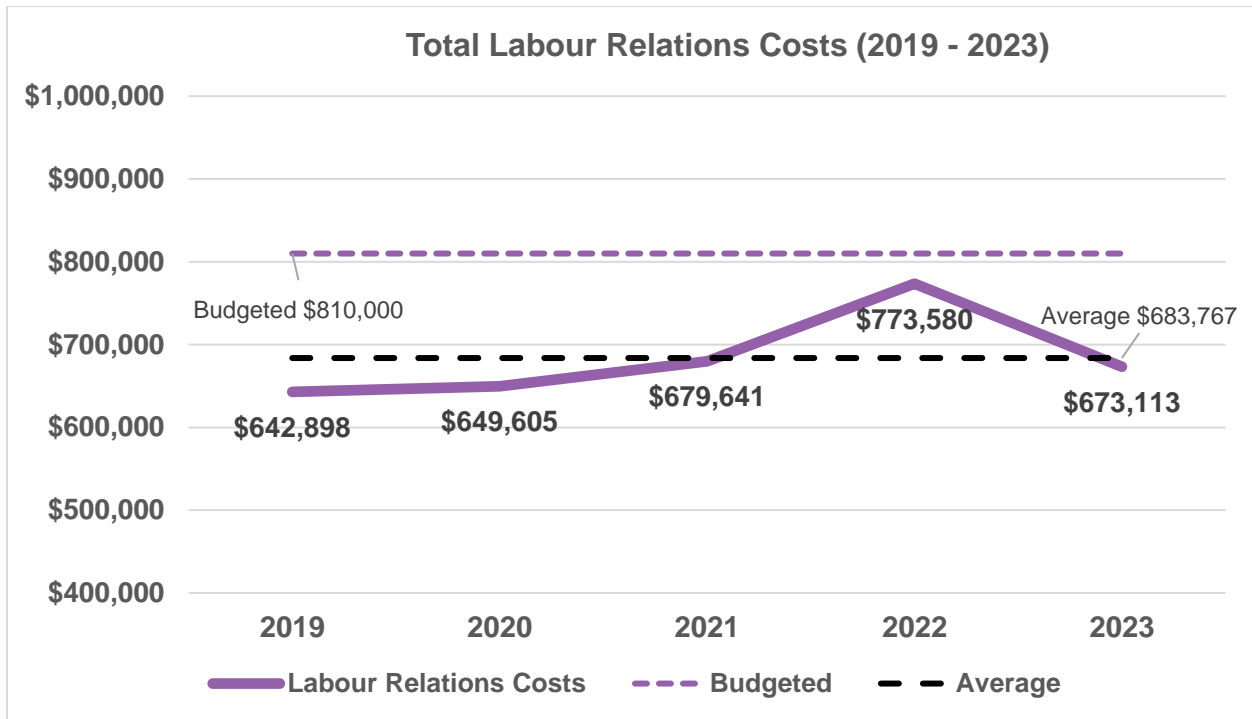


Chart 5 – Summary of Total Labour Relations Costs in 2023

Category	Mediator Fees	Arbitrator Fees	Legal Fees	Total Cost
Cancellation Fees	\$1,018	\$0	\$0	\$1,018
Interest Arbitration	\$0	\$9,127	\$29,255	\$38,382
Non-Union Termination	\$0	\$0	\$15,652	\$15,652
Human Rights Claims	\$0	\$0	\$115,053	\$115,053
Non-Grievance	\$3,744	\$0	\$231,939	\$235,683
Grievance Related	\$26,296	\$30,605	\$210,424	\$267,325
Total (2023)	\$31,057	\$39,733	\$602,323	\$673,113
<i>Total (2022)</i>	<i>\$40,114</i>	<i>\$67,208</i>	<i>\$666,258</i>	<i>\$773,580</i>
<i>Percent Change</i>	<i>-22.6%</i>	<i>-40.9%</i>	<i>-9.6%</i>	<i>-13.0%</i>

COLLECTIVE BARGAINING ACTIVITY

In 2023, the City began negotiations with several bargaining units to renew expiring collective agreements. Out of the eleven collective agreements that the City has with various unions/associations, eight were up for renewal in 2023. In addition, OPSEU Local 256 collective bargaining process that had commenced in 2020 proceeded to interest arbitration in 2023. The Labour Relations team, with the assistance of representatives from other operational and support departments, engaged in a total of 80 collective bargaining days with union representatives and one interest arbitration hearing in 2023. By the end of 2023, three collective agreements were renewed at various settlement stages (Chart 6). Collective bargaining continued into 2024, with a total of 25 collective bargaining days and two interest arbitration hearings taking place as of September 2024. At this time, six collective agreements have been renewed in 2024 (Chart 7) leaving three collective agreements outstanding for renewal (Chart 8). OPSEU 256 is reflected twice as their interest arbitration was for a preceding time period, with a 2024 expiration necessitating a renewal negotiation.

Chart 6 - Collective Agreements Renewed in 2023

Bargaining Unit	Collective Agreement Term	Status
ATU Local 107	January 1, 2023 to December 31, 2026	Ratified - 2023
CUPE Local 5167 Inside/Outside	January 1, 2023 to December 31, 2026	Ratified - 2023
OPSEU Local 256	April 1, 2020 to March 31, 2024	Interest Arbitration Award - 2023 & 2024

Chart 7 - Collective Agreements Renewed in 2024

Bargaining Unit	Collective Agreement Term	Status
CLAC Local 911 (GHVFFA)	January 1, 2024 to December 31, 2027	Ratified - 2024
CUPE Local 1041	January 1, 2023 to December 31, 2026	Ratified - 2024
CUPE Local 5167 Lodges	April 1, 2023 to March 31, 2027	Ratified - 2024
HPFFA Local 288 Fire	January 1, 2023 to December 31, 2026	Interest Arbitration Award - 2024
IUOE Local 772	January 1, 2023 to December 31, 2026	Ratified - 2024
ONA Local 50 Public Health	January 1, 2023 to December 31, 2026	Ratified - 2024

Chart 8 - Collective Agreements Outstanding

Bargaining Unit	Collective Agreement Term	Status
HOWEA	January 1, 2021 to December 31, 2024	<i>Negotiations Pending</i>
ONA Local 50 Lodges	April 1, 2019 to March 31, 2023	<i>Negotiations Underway</i>
OPSEU Local 256	April 1, 2020 to March 31, 2024	<i>Negotiations Pending</i>

CONCLUSION

The Labour Relations Activity Report and Analysis of the five-year period spanning from January 1, 2019 to December 31, 2023 provides an overview of the City of Hamilton's interactions with its eleven bargaining units. This period has seen concerted efforts in fair negotiation and grievance resolution to address challenges in a productive manner with consideration for cost efficiency and fairness to taxpayers. The City has demonstrated a commitment to maintaining effective labour relations by working collaboratively with its bargaining units and stakeholders, which is important for operational continuity and overall employee satisfaction on a City Wide basis.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" to Report HUR24006 – Definitions Respecting Grievance Categories
Appendix "B" to Report HUR24006 – Top Five Grievance Categories in 2023

GRIEVANCE CATEGORIES

Attendance: Vacation, Stat Holidays, Absent Without Leave (AWOL), Leave of Absence, Bereavement, Attendance Support Program (ASP), Lieu Bank, Flex Time

Benefits: Health Benefits, Life Insurance, OMERS, Accidental Death & Dismemberment (AD&D), Benefits

Compensation: Wages, Premium Pay, Shift Premiums, Meal Allowance, Compensation, Acting Pay, Job Evaluation, Retro Pay, Union Dues, Training Allowance, Pay-out Entitlements

Corporate Policy: Driver Safety & Compliance Manual, Corporate Policy (i.e. Mandatory Vaccination Policy)

Discipline: Verbal, Written, Suspension, Discipline

Harassment/Discrimination: Harassment, Discrimination, Human Rights, Toxic/Poisonous Workplace

Hours of Work: Overtime, Call-in, Call-out, Standby, Continuation of the work day, shift schedule, hours of work

Income Protection & RTW: Short Term Disability (STD), Income Protection Plan (IPP), Long Term Disability (LTD), Work Accommodation, Return to Work, Doctors Note, Bridging

Job Assignment: Seniority, Conditions of Employment, Restructuring, Transfer, Job Location, Job Share, Shift Change

Job Security: Lay-off, Recall, Bumping,

Recruitment: Job postings & filling, Promotion, Demotion, Complement, Vacancies, Testing, temporary postings

Termination: Termination, Severance

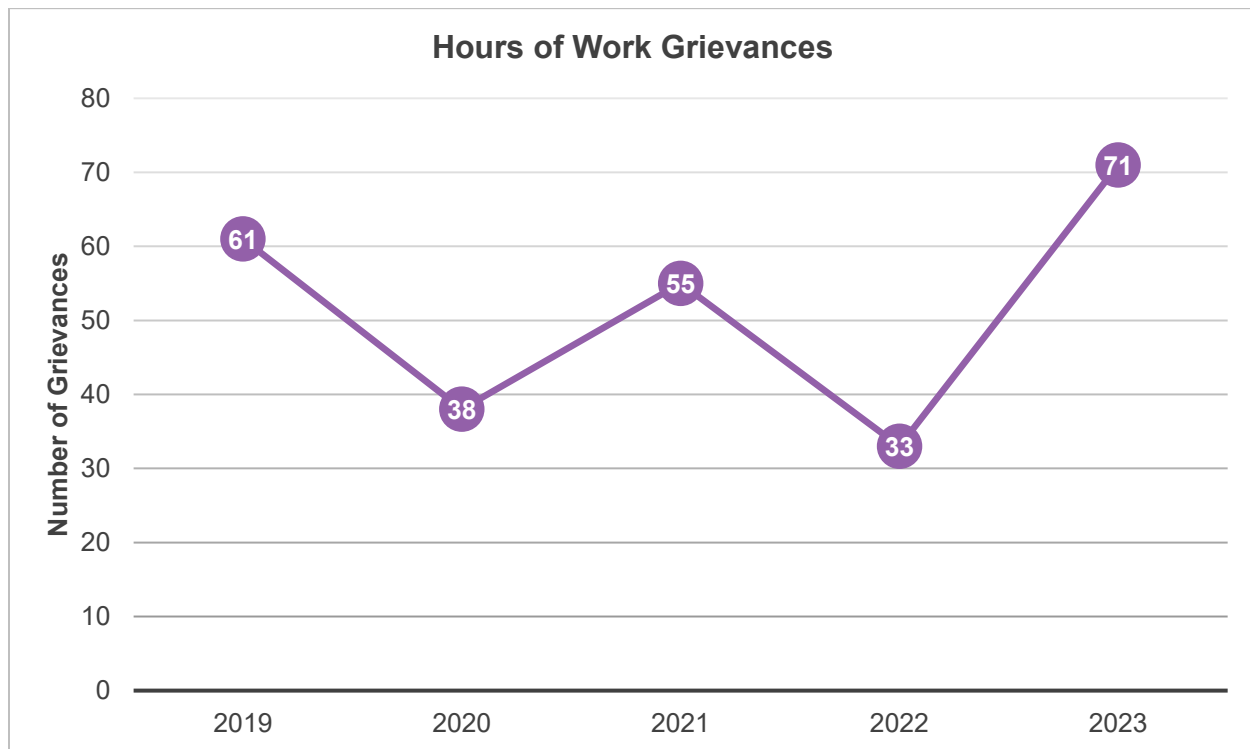
Work: Duties, Scope, Work of the Bargaining Unit, Contracting Out, Union Representation, Technological Change, Workplace Safety, Meal Breaks

Workplace Admin & Operations Parking, Mileage, City Vehicle, Bus Pass, Confidentiality, Tuition Reimbursement, Performance Appraisal, Admin-other, Clothing Allowance, Cleaning Allowance, Clothing/Uniform, Safety Wear, Training, Missed Page, Seniority

TOP FIVE GRIEVANCE CATEGORIES IN 2023

1. Hours of Work

Overtime, Call-in, Call-out, Standby, Continuation of the work day, shift schedule, hours of work

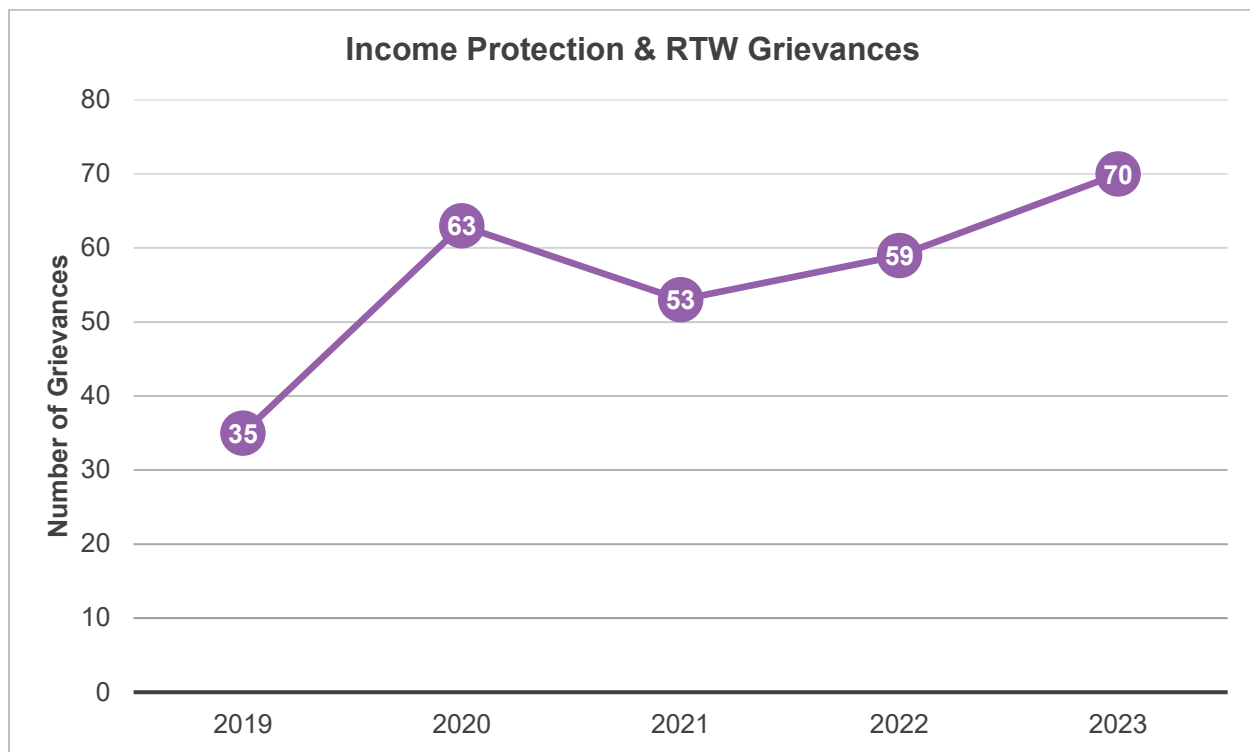


Hours of Work Grievances by Bargaining Unit

Bargaining Unit	2019	2020	2021	2022	2023
ATU Local 107	3	5	1	1	5
CLAC Local 911 (GHVFFA)	0	0	0	0	0
CUPE Local 1041	5	5	6	2	1
CUPE Local 5167 Inside/Outside	35	25	30	18	46
CUPE Local 5167 Lodges	8	1	3	6	10
HOWEA	7	0	6	6	5
HPFFA Local 288 Fire	0	0	0	0	0
IUOE Local 772	0	0	0	0	0
ONA Local 50 Lodges	1	1	7	0	4
ONA Local 50 Public Health	0	0	0	0	0
OPSEU Local 256	2	1	2	0	0
Total	61	38	55	33	71

2. Income Protection & RTW

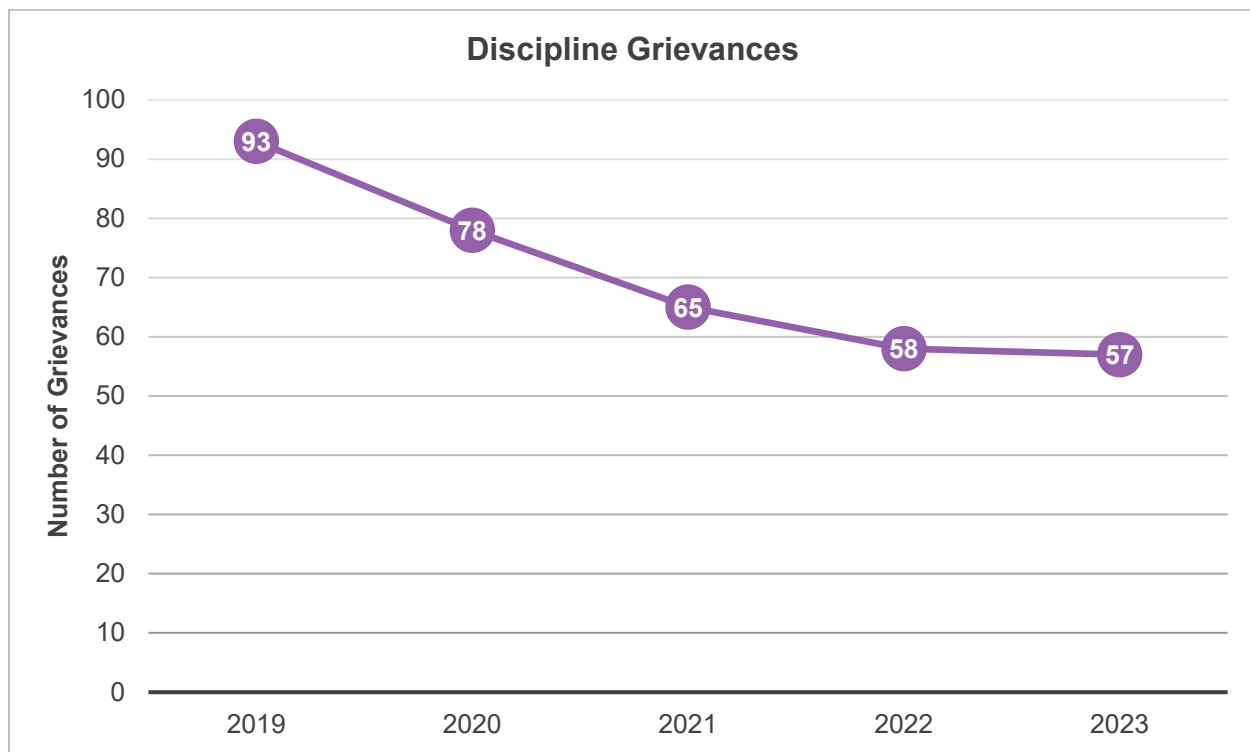
STD, IPP, LTD, Work Accommodation, Return to Work, Doctors Note, Bridging

**Income Protection & RTW Grievances by Bargaining Unit**

Bargaining Unit	2019	2020	2021	2022	2023
ATU Local 107	5	5	14	10	15
CLAC Local 911 (GHVFFA)	0	0	0	0	0
CUPE Local 1041	3	8	7	5	2
CUPE Local 5167 Inside/Outside	10	35	18	20	34
CUPE Local 5167 Lodges	3	7	7	12	6
HOWEA	2	0	1	3	0
HPFFA Local 288 Fire	0	1	2	1	1
IUOE Local 772	0	0	0	0	0
ONA Local 50 Lodges	0	0	0	4	0
ONA Local 50 Public Health	0	2	0	0	1
OPSEU Local 256	12	5	4	4	11
Total	35	63	53	59	70

3. Discipline

Verbal, Written, Suspension, Discipline



Discipline Grievances by Bargaining Unit

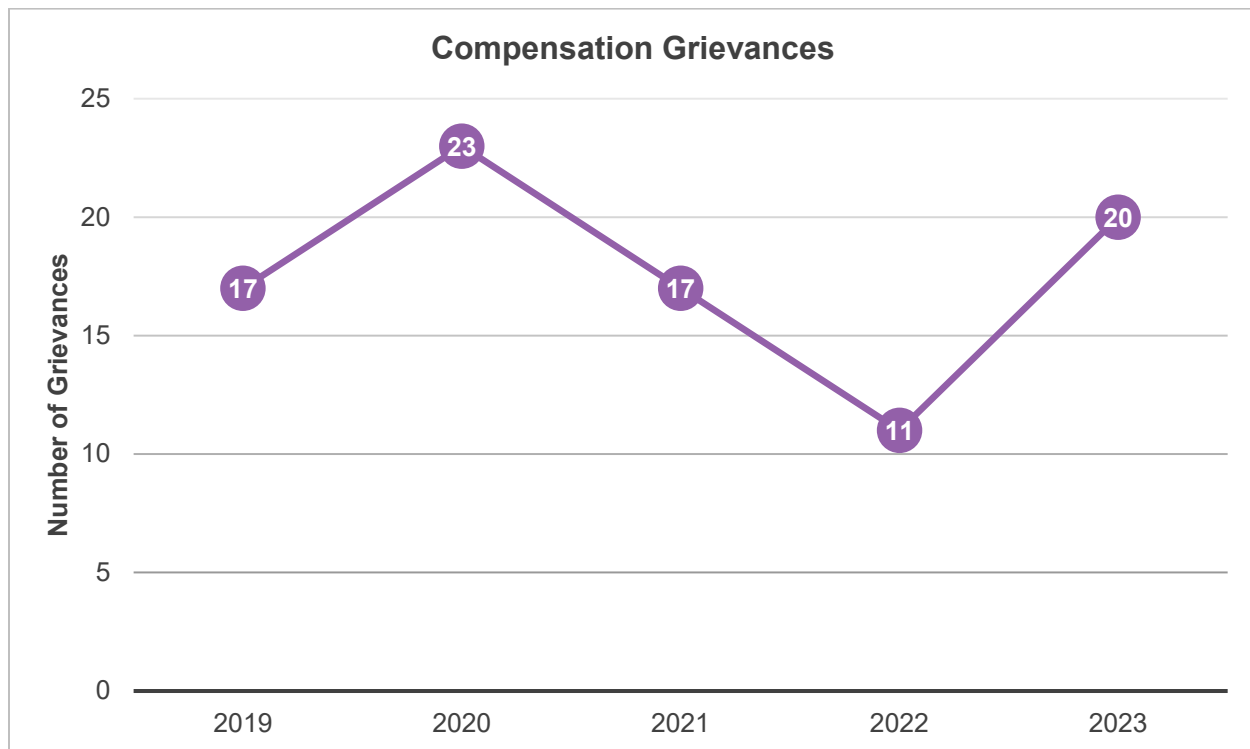
Bargaining Unit	2019	2020	2021	2022	2023
ATU Local 107	13	4	17	13	12
CLAC Local 911 (GHVFFA)	0	0	0	0	0
CUPE Local 1041	4	7	2	4	3
CUPE Local 5167 Inside/Outside	50	53	35	31	27
CUPE Local 5167 Lodges	22	12	4	2	8
HOWEA	1	0	0	0	0
HPFFA Local 288 Fire	0	1	0	0	1
IUOE Local 772	0	0	0	0	0
ONA Local 50 Lodges	2	1	2	1	1
ONA Local 50 Public Health	1	0	3	1	0
OPSEU Local 256	0	0	2	6	5
Total	93	78	65	58	57

Appendix “B” to Report HUR24006

Page 4 of 5

4. Compensation

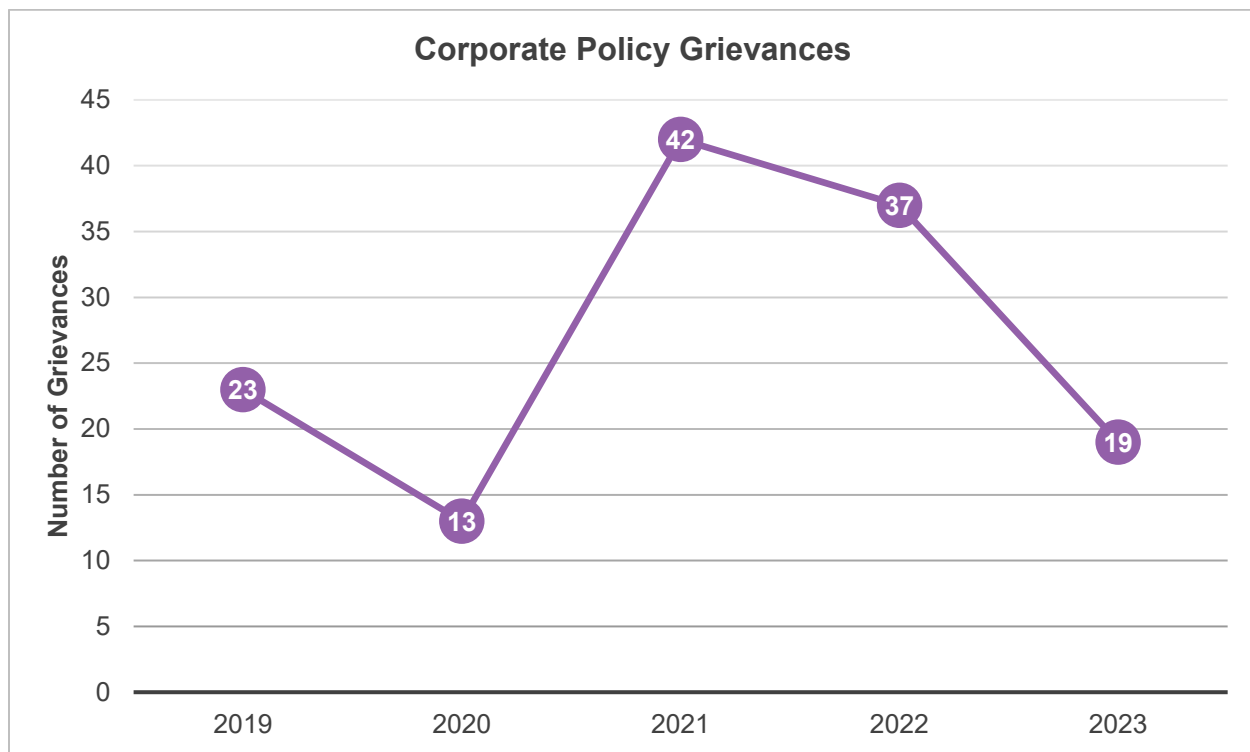
Wages, Premium Pay, Shift Premiums, Meal Allowance, Compensation, Acting Pay, Job Evaluation, Retro Pay, Union Dues, Training Allowance, Pay-out Entitlements

**Compensation Grievances by Bargaining Unit**

Bargaining Unit	2019	2020	2021	2022	2023
ATU Local 107	1	0	2	2	0
CLAC Local 911 (GHVFFA)	0	0	0	0	0
CUPE Local 1041	1	1	1	1	4
CUPE Local 5167 Inside/Outside	7	18	9	4	12
CUPE Local 5167 Lodges	3	0	3	0	0
HOWEA	0	0	0	0	2
HPFFA Local 288 Fire	1	1	0	1	0
IUOE Local 772	0	0	0	0	0
ONA Local 50 Lodges	2	0	2	2	1
ONA Local 50 Public Health	0	2	0	1	0
OPSEU Local 256	2	1	0	0	1
Total	17	23	17	11	20

5. Corporate Policy

Driver Safety & Compliance Manual, Corporate Policy



Corporate Policy Grievances by Bargaining Unit

Bargaining Unit	2019	2020	2021	2022	2023
ATU Local 107	5	2	3	3	1
CLAC Local 911 (GHVFFA)	0	0	0	1	0
CUPE Local 1041	0	0	2	4	0
CUPE Local 5167 Inside/Outside	13	10	25	17	14
CUPE Local 5167 Lodges	3	0	2	4	2
HOWEA	2	1	0	1	1
HPFFA Local 288 Fire	0	0	4	2	0
IUOE Local 772	0	0	0	0	0
ONA Local 50 Lodges	0	0	1	2	0
ONA Local 50 Public Health	0	0	0	1	0
OPSEU Local 256	0	0	5	2	1
Total	23	13	42	37	19



MAYOR'S TASK FORCE ON TRANSPARENCY, ACCESS AND ACCOUNTABILITY REPORT 24-006

10:00 a.m.

Wednesday, August 14, 2024

Room 192, First Floor

Hamilton City Hall

71 Main Street West

Present: J. Santucci (Co-Chair), M. Stewart (Co-Chair), M. Verhovsek (virtual) and T. Wingfield

Also Present: W. Baker, Stakeholder Relations and Strategic Initiatives Specialist, Office of the Mayor
R. Banky, Project Manager - Community Inclusion and Equity
G. Baxter, Consultant, Public Affairs, Enterprise Canada
L. Kolar, Legislative Coordinator
K. Martin, Hamilton Social Planning Research Council
K. Reid, Director, Public Relations, Enterprise Canada
S. Salamone, Legislative Assistant
J. Shea, Director, Public Affairs, Enterprise Canada
G. Tedesco, Senior Project Manager - Community Engagement

THE MAYOR'S TASK FORCE ON TRANSPARENCY, ACCESS AND ACCOUNTABILITY PRESENTS REPORT 24-006 AND RESPECTFULLY RECOMMENDS:

1. Public Engagement Update (Added Item 9.1)

That the following items be approved:

- (i) MTFTAA Communication respecting public engagement opportunities (Added Item 9.1(a)) (Attached hereto as Appendix "A")
- (ii) MTFTAA Interested parties engagement plan (Added Item 9.1(b)) (Attached hereto as Appendix "B")
- (iii) MTFTAA Public survey (Added Item 9.1(c)) (Attached hereto as Appendix

“C”)

- (iv) MTFTAA Project Workplan (Added Item 9.1(d)) (Attached hereto as Appendix “D”)

FOR INFORMATION:

Joanne Santucci, Co-Chair, called the meeting to order. A land acknowledgement was read into the record.

(a) APPROVAL OF AGENDA (Item 1)

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

9. DISCUSSION ITEMS

9.1 Public Engagement Update

- a. MTFTAA Communication respecting public engagement opportunities
- b. MTFTAA Interested parties engagement plan
- c. MTFTAA Public survey
- d. MTFTAA Project Workplan

The agenda for the August 14, 2024 Mayor’s Task Force on Transparency, Access and Accountability meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no Declarations of Interest.

(c) MINUTES OF THE PREVIOUS (Item 3)

(i) July 16, 2024 (Item 3.1)

The Minutes of July 16, 2024 meeting of the Mayor’s Task Force on Transparency, Access and Accountability, were approved, as presented.

(d) DELEGATION REQUEST (Item 7)

- (i) B. McHattie, respecting the identification of transparency issues with the City's land use planning process (In-person) (for a future meeting)

The Delegation Request from B. McHattie, respecting the identification of transparency issues with the City's land use planning process, was approved, for a future meeting.

(e) ADJOURNMENT (Item 14)

There being no further business, the Mayor's Task Force on Transparency, Access and Accountability be adjourned at 12:02 p.m.

Respectfully submitted,

Joanne Santucci, Co-Chair
Mayor's Task Force on Transparency,
Access and Accountability

Mark John Stewart, Co-Chair
Mayor's Task Force on Transparency,
Access and Accountability

Loren Kolar
Legislative Coordinator
Office of the City Clerk

Aug 14, 2024 DRAFT - City of Hamilton MTFTAA **Communication about public engagement opportunities**

This (draft) communication is intended, once finalized, to serve as the core communication for public engagement that will provide input to the MTFTAA's recommendations.

The core communication will be amended as appropriate for the given communications medium, along with the relevant instructions (i.e. for the online survey, or encouraging delegates)

The Mayor's Task Force on Transparency, Access, and Accountability (MTFTAA) is looking to hear from community members in the City of Hamilton on how the City can be more open, accessible and accountable to our communities. We are committed to listening to community members from all walks of life and every corner of our city. The goal of this process is to ensure that the voices of all who wish to provide input are considered in the formulation of a report which will be presented to Hamilton City Council later this year. This report will share findings, as well as the Task Force's recommendations to the City of Hamilton on how to improve operations and strengthen trust between our community and our local government.

Community members are invited to share their insights through our online survey, written communication, or delegating at a MTFTAA meeting. The MTFTAA will also be soliciting input from members of Hamilton City Council, City staff, and local organizations.

ADD SPECIFIC DETAILS

The mandate of the Mayor's Task Force on Transparency, Access, and Accountability (MTFTAA) can be viewed [here](#). The MTFTAA has retained the support of Enterprise and the Social Planning and Research Council (SPRC) of Hamilton to support its work.

Specifically, the MTFTAA is seeking input related to the following four themes that will be reflected in our report:

- **Public access to productively engage with the City of Hamilton:** This means finding better ways for community members to share their thoughts and ideas with the city.
- **Transparency regarding City of Hamilton activities and decisions:** This involves ensuring that people can easily see and understand what the City is doing and understand why.
- **The City of Hamilton demonstrating accountability to citizens, residents, and communities:** This includes making sure the City listens to and meets the needs of all community members and effectively communicates the outcomes of its work.
- **Propose practical steps to enhance trust:** Bringing forward clear and practical ways to strengthen the relationship between the City and its residents.

Aug 14, 2024 DRAFT - City of Hamilton MTFTAA **Interested parties engagement plan**

This (draft) interested parties engagement plan is intended, once finalized, to serve as the guide for the activities of the Mayor's Task Force on Transparency, Access, and Accountability (MTFTAA) and project partners Enterprise and SPRC Hamilton to gather insight from interested parties to inform the Task Force's recommendations.

In order to provide recommendations to Hamilton City Council that will ultimately improve both how the City of Hamilton operates in the context of the Task Force's mandate, as well as to foster increased trust between residents, community stakeholders and the City, our engagement strategy will focus on being accessible to any one or any group in the City that either interacts with or is impacted by decisions made by the City..

This strategy focuses on ensuring that opportunities to provide feedback, ideas and opinions is accessible and that effort is made to ensure that those who are historically excluded from the consultative process have the opportunity to participate.

The plan outlines the vision for who and how the Task Force and partners will engage with interested parties. Each audience will have both a specific lead organization and dedicated Task Force member supporting outreach and engagement. The proposed approach is as follows:

Target Audience: Elected Officials & Key City Departments & Staff

Audience Groups: City Council, Mayor, Senior Leadership in key departments

Modes of Engagement: One-on-One Interviews (and Surveys)

1. For members of this target audience, one-on-one interviews will be offered and scheduled to solicit input.
2. Interviews will be held virtually or in-person and seek to ensure that responses to questions are as robust and informative as possible.
3. In the event a verbal interview cannot be scheduled, Enterprise will facilitate the delivery of a questionnaire to ensure that the feedback can be properly incorporated into the report.
4. Responses will be anonymized in the report in order to foster more transparent thoughts and considerations from those interviewed. The final report will include an appendix of all those who contributed.
5. There will be a core list of questions that will be directed at all members of Council, as well as additional questions that take into account the unique constituencies that each councillor represents.
6. Specific questions will be developed based on the identified senior leadership across City Departments.

Target Audience: Institutional Partners & Community Organizations

Audience Groups: Health Care, Education, Businesses, Community and Social Services and Media

Modes of Engagement: Focus Groups, Delegations, Surveys

1. The Task Force, Enterprise Canada and SPRC Hamilton will finalize targeted list of institutional stakeholders and community organizations that will be engaged throughout the consultative process. This list will not be exhaustive and throughout the engagement process work will be done to ensure additional voices can be included.
2. The engagements seek to build on the information collected in the reimagining public participation consultation to both ensure that new voices are being added to the conversation and tangible recommendations can be made in the final report.
3. All stakeholders under this target audience will be provided with a tailored survey that seeks to collect specific feedback relevant to their unique perspectives and experiences. Each survey will include a base set of questions to ensure consistency but will be customized to address particular concerns and insights of different groups such as health-care providers, educators, businesses, community services, and media representatives. This approach will help capture a diverse range of voices and ensure that the final recommendations are comprehensive and reflective of the needs and priorities of all stakeholder groups.
4. Enterprise will lead the facilitation of select in-person interviews/roundtables with identified and approved community stakeholders and will facilitate the distribution of a questionnaire to additional stakeholders recommended during the process.
 - a. Responses will be kept confidential in the report in order to foster more transparent thoughts and considerations from those interviewed. The final report will include an appendix of all those who contributed.

Target Audience: Citizens

Audience Groups: Representation across all wards with specific outreach to ensure voices from an IDEAs perspective

Modes of Engagement: Online Survey, Delegations, Written Submissions

1. The primary method of engagement for citizens across the City of Hamilton will be done through an online survey hosted on the Engage Hamilton platform. This survey will be available for all residents and will be encouraged as the main method of participation.
2. In addition to this, the Task Force will hold two promoted sessions of public delegations — expected in September 2024 — to allow for both citizens and community organizations to provide oral testimony to be collected for the consultative process.
3. A public email and physical mailing address will be available for those members of the public who feel more comfortable or require an alternative method of engaging in the consultative process.
4. The Task Force will be supported by SPRC to lead additional engagements and outreach to equity-deserving communities to ensure that underrepresented voices are being included throughout this process. This will include additional methods of engagement to ensure that these communities have an equal opportunity to participate in these consultations.

Breakdown of audiences, engagements and those tasked with leading outreach.

Audience	Engagement Lead	Method of Engagement
Elected Officials & Key City Departments/Staff	<ul style="list-style-type: none"> · Task Force Member · Enterprise Canada 	<ul style="list-style-type: none"> · One-on-one interviews · Surveys
Citizens	<ul style="list-style-type: none"> · Task Force Member · Enterprise Canada 	<ul style="list-style-type: none"> · Engage Hamilton · Delegations · Written Submissions
IDEAS Communities	<ul style="list-style-type: none"> · Task Force Member · SPRC Hamilton 	<ul style="list-style-type: none"> · Engage Hamilton · Delegations · Written Submissions · May include virtual/in person engagements
Institutional Partners	<ul style="list-style-type: none"> · Task Force Member · Enterprise Canada 	<ul style="list-style-type: none"> · Focus Groups · Delegations · Surveys · Written Submissions
Community Organizations	<ul style="list-style-type: none"> · Task Force Member · SPRC Hamilton · Enterprise Canada 	<ul style="list-style-type: none"> · Focus Groups · Delegations · Surveys · Written Submissions

Aug 14, 2024 DRAFT - City of Hamilton MTFTAA **Public survey questions**

Note: Survey preamble will need to be finalized. City of Hamilton staff supporting Engage Hamilton will be engaged to host survey online, and communications support from the City of Hamilton will be engaged to promote the survey and other methods of engagement.

Analytical Questions

1. Demographic questions

Question for City: Does the City of Hamilton have standard questions it uses for all online surveys?

Public access to productively engage with the City of Hamilton

Ensuring that residents and stakeholders have clear, accessible channels for participation and feedback in city governance.

1. How frequently do you engage with the City of Hamilton (e.g., attending meetings, submitting feedback, participating in consultations)?
 - a) Very frequently
 - b) Frequently
 - c) Occasionally
 - d) Rarely
 - e) Never

2. What methods do you typically use to engage with the City? (Select all that apply)
 - a) In-person meetings
 - b) Online portals
 - c) Social media
 - d) Email
 - e) Phone
 - f) Mail
 - g) Other (please specify)

3. How satisfied are you with the current channels available for public engagement with the City of Hamilton?
 - a) Very satisfied
 - b) Satisfied
 - c) Neutral
 - d) Dissatisfied

- e) Very dissatisfied
4. What barriers, if any, prevent you from engaging with the City of Hamilton? (Select all that apply)
- a) Lack of time
 - b) Lack of information
 - c) Unclear processes
 - d) Language barriers
 - e) Accessibility issues
 - f) Lack of trust
 - g) Other (please specify)
5. How accessible are City officials and representatives when you need to voice a concern or provide feedback?
- a) Very accessible
 - b) Accessible
 - c) Neutral
 - d) Inaccessible
 - e) Very inaccessible
6. What improvements would make it easier for you to engage with the City of Hamilton?
- Open-ended
7. What specific types of public meetings or forums would you like the City to organize more often?
- a) Town halls
 - b) Workshops
 - c) Focus groups
 - d) Online Q&A sessions
 - e) Open houses
 - f) Other (please specify)
8. How would you improve the City's online engagement platforms (e.g., website, social media)?
- Open-ended
9. Which new methods or tools could the City implement to make it easier for you to provide input?
- a) Mobile apps
 - b) Virtual reality town halls
 - c) Interactive surveys
 - d) SMS/text-based communication

- e) Social media polls,
- f) Other (please specify)

10. What changes would make City consultations more accessible to diverse groups within the community?

- Open-ended

11. Would you like to see more targeted engagement efforts for specific demographics (e.g., youth, seniors, new residents)? If so, which groups?

- Open-ended

Transparency regarding City of Hamilton activities and decisions

Enhancing the visibility and openness of the City's operations and decision-making processes to build trust and accountability.

1. How transparent do you believe the City of Hamilton is in its decision-making processes?

- a) Very transparent
- b) Somewhat transparent
- c) Neutral
- d) Not very transparent
- e) Not at all transparent

2. How easily can you access information about City Council decisions and actions?

- a) Very easily
- b) Somewhat easily
- c) Neutral
- d) Not very easily
- e) Not at all

3. Which sources do you rely on to learn about the City's activities and decisions? (Select all that apply)

- a) City website
- b) Social media
- c) Local news
- d) Public meetings
- e) Official reports
- f) Community organizations
- g) Other (please specify)

4. How confident are you that the City provides complete and accurate information to the public?

- a) Very confident
 - b) Somewhat confident
 - c) Neutral
 - d) Not very confident
 - e) Not at all confident
5. What additional information or resources would help you better understand the City's activities and decisions?
- Open-ended
6. Which City of Hamilton activities or decisions would you like to see more detailed reporting on?
- a) Budget allocations
 - b) Infrastructure projects
 - c) Public safety
 - d) Environmental initiatives
 - e) Social services
 - f) Other (please specify)
7. What improvements would you suggest to make City Council meetings more accessible or understandable to the public?
- a) Simplified summaries
 - b) Live translations
 - c) Interactive agendas
 - d) More public Q&A opportunities
 - e) Other (please specify)
8. How should the City better communicate the impact of its decisions on local communities?
- Open-ended
9. What additional data or information would help you feel more informed about the City's operations?
- Open-ended
10. Would you support the implementation of a real-time dashboard for tracking City projects and initiatives?
- a) Strongly support
 - b) Support
 - c) Neutral
 - d) Do not support
 - e) Strongly do not support

The City of Hamilton demonstrating accountability to citizens, residents, and communities

Implementing measures to ensure that the City's actions and decisions are responsive to the needs and concerns of its diverse population, fostering a sense of responsibility and reliability.

1. How well do you think the City of Hamilton listens to and addresses the concerns of its residents?
 - a) Very well
 - b) Well
 - c) Neutral
 - d) Poorly
 - e) Very poorly

2. In your experience, how often does the City of Hamilton follow through on its commitments to residents?
 - a) Always
 - b) Often
 - c) Sometimes
 - d) Rarely
 - e) Never

3. What changes could the City make to improve its accountability to the community?
 - Open-ended

4. How do you feel the City handles situations where mistakes are made or issues arise?
 - a) Very effectively
 - b) Effectively
 - c) Neutral
 - d) Ineffectively
 - e) Very ineffectively

5. What specific areas do you feel the City needs to improve in terms of being accountable to residents?
 - a) Responsiveness to complaints
 - b) Timeliness of services
 - c) Equity in service delivery
 - d) Clear communication of decisions
 - e) Clear communication around emerging issues
 - f) Other (please specify)

6. What changes would make you feel that the City is more accountable to your needs?
 - Open-ended

7. How would you improve the way the City handles and communicates about its errors or mistakes?
 - Open-ended

8. Would you support the creation of an independent oversight body to review City actions and decisions?
 - a) Strongly support
 - b) Support
 - c) Neutral
 - d) Do not support
 - e) Strongly do not support

9. In what ways could City officials be more accessible or responsive to your concerns?
 - Open-ended

Propose practical steps to enhance trust

Developing clear and feasible initiatives aimed at building and maintaining trust between the City of Hamilton and its residents.

1. How would you rate the current level of trust between the City of Hamilton and its residents?
 - a) Very high
 - b) High
 - c) Neutral
 - d) Low
 - e) Very low

2. What factors contribute most to your level of trust or distrust in the City of Hamilton? (Select all that apply)
 - a) Transparency
 - b) Accountability
 - c) Responsiveness
 - d) Communication
 - e) Integrity
 - f) Past experiences
 - g) Other (please specify)

3. What specific actions could the City take to build or improve trust with residents?
 - Open-ended

4. How likely are you to participate in future City engagement initiatives if you feel your input is valued?

- a) Very likely
 - b) Likely
 - c) Neutral
 - d) Unlikely
 - e) Very unlikely
5. What specific initiatives could the City implement to build trust with underrepresented communities?
- Open-ended
6. How could the City improve its response to feedback or concerns raised by residents to build trust?
- a) Faster response times
 - b) More detailed follow-ups
 - c) Public acknowledgment of feedback
 - d) Implementation of suggested changes
 - e) Other (please specify)
7. Would you be interested in participating in a citizen advisory panel to provide ongoing feedback to the City?
- a) Very interested
 - b) Interested
 - c) Neutral
 - d) Not interested
 - e) Very uninterested
8. What steps could the City take to demonstrate a commitment to ethical practices and integrity?
- Open-ended
9. How important is it for you to see the City actively engaging in trust-building activities (e.g., community outreach, regular updates, transparent decision-making)?
- a) Very important
 - b) Important
 - c) Neutral
 - d) Not important
 - e) Not at all important

Other

1. Is there anything else you would like to share?
- Open-ended

Aug 14, 2024 DRAFT - City of Hamilton MTFTAA
Project workplan

This project workplan is updated monthly

Note: Timelines will need to be updated to reflect SPRC engagements

Timeline	Activities
<p>Weeks of August 12+19, 2024</p>	<ul style="list-style-type: none"> · MTFTAA Meeting – August 14th · Approve KPI and engagement methodology · Refine and approve core questions · Refine and approve discussion guide · Develop and approve any other necessary materials · Establish meeting/communication cadence with SPRC · Begin outreach to schedule stakeholders identified for one-on-one interviews · Begin outreach to coordinate with identified institutional partners and community organizations for potential focus groups · Finalize public communications materials for launch of consultation
<p>Weeks of August 26 + September 2, 2024</p>	<ul style="list-style-type: none"> · Continue outreach to identified stakeholders for one-on-one interviews · Publicly launch consultation and Engage Hamilton survey · Begin process for consultations with identified institutional partners and community organizations through potential focus groups and distribution of Engage Hamilton survey · Review and potentially modify engagement plans based on feedback and responses received · Work to promote consultation and public channels to ensure robust engagement
<p>Weeks of September 9+16, 2024</p>	<ul style="list-style-type: none"> · Continue one-on-one interviews · Public delegations to the MTFTAA · Continued outreach and work to underrepresented groups · Liaise with relevant partners and stakeholders to ensure there are no gaps in outreach to community members and organizations

<p>Weeks of September 23+30, 2024</p>	<ul style="list-style-type: none"> · Continue one-on-one interviews · Initial review of collected information through the various consultative channels · Analyze early results to determine if there are key themes and recommendations emerging · Continue engagements and encourage participation through ongoing consultative channels. · Liaise with relevant partners and stakeholders to ensure there are no gaps in the initial data and that clear recommendations to council are beginning to be identified · Identify any outstanding gaps of information or engaged audiences and determine if changes to workplan are necessary
<p>Weeks of October 7+14, 2024</p>	<ul style="list-style-type: none"> · Continue one-on-one interviews · Close public survey week of Oct. 14 · Collate data from public survey
<p>Weeks of October 21+28, 2024</p>	<ul style="list-style-type: none"> · Continue one-on-one interviews · Compile remaining engagement data and analyze results · Continue to work on drafting the report – in partnership with SPRC · Internal meetings to discuss central themes and recommendations based on consultative process · Incorporate final internal feedback and submit draft report for review · Begin feedback process with Task Force and SPRC Hamilton · Close consultations and engagements Week of October 28 · Synthesize and consolidate findings from all engagements
<p>November 2024</p>	<ul style="list-style-type: none"> · Draft report (summary of findings) submitted to Task Force · Task Force, Enterprise Canada and SPRC meeting to finalize recommendations · Edits and revisions to draft report

December 2024

- Finalize draft report for submission to City Council
- Prepare any related communication materials
- Ensure all relevant information and assets are provided to Task Force
- Continued support and potential presentation to City Council and/or Task Force



Hamilton

**ACCESSIBILITY COMMITTEE FOR PERSONS WITH
DISABILITIES
REPORT 24-007**

4:00 p.m.

Tuesday, August 13, 2024

Room 264, 2nd Floor Hamilton City Hall (Hybrid)
71 Main Street West

Present: Councillor M. Tadeson, J. Kemp (Chair),
P. Kilburn (Vice-Chair), H. Bonenfant
(virtually), L. Dingman, C. Hernould (virtually),
L. Johanson (virtually), H. Kaur (virtually),
J. Maurice (virtually), M. McNeil (virtually),
K. Nolan (virtually) and T. Nolan (virtually)

Absent with

Regrets: B. Cullimore, L. Janosi, T. Murphy and
R. Westbrook

**THE ACCESSIBILITY COMMITTEE FOR PERSONS WITH
DISABILITIES PRESENTS REPORT 24-007 AND
RESPECTFULLY RECOMMENDS:**

- 1. Accessible Transportation Services Performance
Review – Q2 2024 (Item 8.1)**

That the Report respecting the Accessible Transportation Services Performance Review – Q2 2024, be received.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

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

6. DELEGATIONS

6.1 Delegation Requests respecting the Hamilton Street Railway (HSR) Fare Policies (For today's meeting)

- (a) Richard LeBlanc (In person)
- (b) Sharon Ruttan, Canadian Council of the Blind Hamilton Chapter (In person)

6.2 Brad Evoy, Disability Justice Network of Ontario, respecting Item 5.1 Correspondence from Michael Opoku-Forfieh (In person) (For today's meeting)

9. CONSENT ITEMS

9.2 Housing Working Group Update

9.2(b) CityHousing Hamilton Accessibility Update

9.3 Outreach Working Group Update

9.3(c) Centre3 Project Outline “Sensory Perspectives” Art Exhibition

9.4 Transportation Working Group Update

9.4(a) Transportation Working Group Meeting Notes – July 23, 2024

The Agenda for the August 13, 2024, meeting of the Accessibility Committee for Persons with Disabilities, was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) July 9, 2024 (Item 4.1)

The minutes of the July 9, 2024 Accessibility Committee for Persons with Disabilities meeting, were approved, as presented.

(d) COMMUNICATION ITEMS (Item 5)**(i) Correspondence from Michael Opoku-Forfieh respecting Resignation from the Accessibility Committee for Persons with Disabilities (Item 5.1)**

The Correspondence from Michael Opoku-Forfieh respecting Resignation from the Accessibility Committee for Persons with Disabilities, was received and referred to the Selection Committee for Agencies, Boards and Sub-Committees to fill the citizen appointees on the Accessibility Committee for Persons with Disabilities.

(e) DELEGATIONS REQUESTS (Item 6)**(i) That the following Delegation Requests be approved for today's meeting:**

(1) Delegation Requests respecting the Hamilton Street Railway (HSR) Fare Policies (Added Item 6.1)

(a) Richard LeBlanc (In person) (Added Item 6.1(a))

(b) Sharon Ruttan, Canadian Council of the Blind Hamilton Chapter (In person) (Added Item 6.1(b))

- (2) Brad Evoy, Disability Justice Network of Ontario, respecting Item 5.1 Correspondence from Michael Opoku-Forfieh (In person) (Added Item 6.2)

(f) DELEGATIONS (Item 7)

- (i) Kevin Gonci, Mohawk Sports Park Council, respecting highlighting past accessibility achievements and providing information about next phase efforts to support a more inclusive and accessible public space (Item 7.1)**

Kevin Gonci, addressed the Committee respecting highlighting past accessibility achievements and providing information about next phase efforts to support a more inclusive and accessible public space.

Kevin Gonci was granted an additional 5 minutes, beyond the 5-minute time limit, to complete their delegation.

- (ii) Delegations respecting the Hamilton Street Railway (HSR) Fare Policies (Item 7.2)**

The following delegations addressed Committee respecting the Hamilton Street Railway (HSR) Fare Policies:

- (i) Mary Love, Council of Canadians Hamilton

Chapter (In person) (Item 7.2(a))

- (ii) Brad Evoy, Disability Justice Network of Ontario (In person) (Item 7.2(b))
- (iii) Richard LeBlanc (In person) (Approved at today's meeting) (Added Item 7.2(c))
- (iv) Sharon Ruttan, Canadian Council of the Blind Hamilton Chapter (In person) (Added Item 7.2(d))

(iii) Brad Evoy, Disability Justice Network of Ontario, respecting Item 5.1 Correspondence from Michael Opoku-Forfieh (Added Item 7.3)

Brad Evoy, Disability Justice Network of Ontario, addressed Committee respecting Item 5.1 Correspondence from Michael Opoku-Forfieh (In person) (Added Item 7.3)

(iv) (Kilburn/Dingman)

The following Delegations were received:

- (1) Kevin Gonci, Mohawk Sports Park Council, respecting highlighting past accessibility achievements and providing information about next phase efforts to support a more inclusive and accessible public space (Virtually) (Item 7.1)

- (2) Delegations respecting the Hamilton Street Railway (HSR) Fare Policies (Item 7.2)
 - (a) Mary Love, Council of Canadians Hamilton Chapter (In person) (Item 7.2(a))
 - (b) Brad Evoy, Disability Justice Network of Ontario (In person) (Item 7.2(b))
 - (c) Richard LeBlanc (In person) (Added Item 7.2(c))
 - (d) Sharon Ruttan, Canadian Council of the Blind Hamilton Chapter (In person) (Added Item 7.2(d))
- (3) Brad Evoy, Disability Justice Network of Ontario, respecting Item 5.1 Correspondence from Michael Opoku-Forfieh (In person) (Added Item 7.3)

(g) STAFF PRESENTATIONS (Item 8)

(i) Accessible Transportation Services Performance Review – Q2 2024 (Item 8.1)

Michelle Martin, Manager of Accessible Transportation Services, Hamilton Street Railway (HSR) addressed Committee respecting the Accessible Transportation Services Performance Review – Q2 2024, with the aid of a PowerPoint

presentation.

The presentation from Michelle Martin, Manager of Accessible Transportation Services, Hamilton Street Railway (HSR) respecting the Accessible Transportation Services Performance Review – Q2 2024, was received.

For disposition of this matter, refer to Item 1.

(h) CONSENT ITEMS (Item 9)

J. Kemp relinquished the Chair to P. Kilburn in order to provide the Built Environment Working Group Update (Item 9.1), Housing Working Group Update (Item 9.2) and Outreach Working Group Update (Item 9.3).

(i) The following Consent Items, were received:

(1) Built Environment Working Group Update (Item 9.1)

(a) Built Environment Working Group Meeting Notes – July 25, 2024 (Item 9.1(a))

(2) Housing Working Group Update (Item 9.2)

(a) Housing Working Group Meeting Notes – July 16, 2024 (Item 9.2(a))

(b) CityHousing Hamilton Accessibility

Update (Added Item 9.2(b))

(3) Outreach Working Group Update (Item 9.3)

- (a) Outreach Working Group Meeting Notes – July 16, 2024 – (Item 9.3(a))
- (b) Outreach Working Group Meeting Notes – July 30, 2024 (Item 9.3(b))
- (c) Centre3 Project Outline: "Sensory Perspectives" Art Exhibition (Added Item 9.3(c))

(4) Transportation Working Group Update (Item 9.4)

- (a) Transportation Working Group Meeting Notes - July 23, 2024 (Added Item 9.4(a))

(5) Strategic Planning Working Group Update (Item 9.5) (no copy)

No update.

(6) Open Spaces and Parklands Working Group Update (no copy) (Item 9.6)

No update.

J. Kemp assumed the Chair after he had provided the Committee with the respective updates.

(i) MOTIONS (Item 12)

J. Kemp relinquished the Chair to P. Kilburn in order to introduce the following motions:

(i) Ad Hoc Working Group to Review Accessible Transportation Services (Item 12.1)

WHEREAS, in accordance with the Accessibility Committee for Persons with Disabilities' Terms of Reference, the Committee is to advise Council and staff on barriers affecting full participation of persons with disabilities in the City;

WHEREAS, the Accessibility Committee for Persons with Disabilities' Transportation Working Group is tasked with reviewing Accessible Transportation Services (ATS) with regards to the *Accessibility for Ontarians with Disabilities Act* (AODA);

WHEREAS, Accessible Transportation Services is undertaking a thorough review of all customer facing policies with the Accessibility Committee for Persons with Disabilities, requiring a set of dedicated meetings to focus on the review with the exclusion of all other transportation issues; and

WHEREAS, it would be beneficial to create an ad hoc working group to conduct the review all customer facing policies with Accessible Transportation Services.

THEREFORE, BE IT RESOLVED:

- (a) That the Accessibility Committee for Persons with Disabilities strike an Ad Hoc Working Group to Review Accessible Transportation Services to review the customer facing *Accessibility for Ontarians with Disabilities Act* (AODA) policies with Accessible Transportation Services (ATS);
- (b) That the Ad Hoc Working Group to Review Accessible Transportation Services report to the Accessibility Committee for Persons with Disabilities' Transportation Working Group;
- (c) That membership of the Ad Hoc Working Group to Review Accessible Transportation Services be comprised of:
 - (i) Up to 5 members of ACPD;
 - (ii) Manager, Accessible Transportation Services and / or designate;
- (d) That the following members be appointed to the Ad Hoc Working Group to Review Accessible Transportation Services:
 - (i) P. Kilburn

- (ii) J. Maurice
- (iii) K. Nolan
- (iv) M. McNeil
- (v) T. Nolan

- (e) That the Ad Hoc Working Group to Review Accessible Transportation Services be disbanded when the review of Accessible Transportation Services customer-facing policies has been completed and the Ad Hoc Working Group has reported its findings to the Transportation Working Group.

(ii) L'Arche Walk and Roll on September 17, 2024 (Item 12.2)

WHEREAS, the Accessibility Committee for Persons with Disabilities Outreach Working Group is tasked with collaborating and networking with other community agencies and organizations; and

WHEREAS, the L'Arche Walk and Roll is occurring on September 17, 2024 on the Forecourt of City Hall at the cost of \$25.00 to register a table.

THEREFORE, BE IT RESOLVED:

- (a) That the Accessibility Committee for Persons with Disabilities register to attend the L'Arche Walk and Roll on September 17th on the Forecourt of City Hall; and

- (b) That \$25.00 from Account #300303 be paid to cover the registration fee.

J. Kemp assumed the Chair.

(iii) Letter of Support for the Feasibility Study for the Accessible Community Hub Being Constructed by the Mohawk Sports Council at the Mohawk Sports Park (Item 12.3)

WHEREAS, on July 25, 2024, the Built Environment Working Group received a presentation from the Mohawk Sports Council summarizing the Feasibility Study and proposed improvements to the accessible community hub being constructed at the Mohawk Sports Park;

WHEREAS, on August 13, 2024, the Mohawk Sports Council will delegate to the Accessibility Committee for Persons with Disabilities respecting the accessible community hub; and

WHEREAS, a letter has been drafted to send to Council in support of the Mohawk Park Feasibility Study.

THEREFORE, BE IT RESOLVED:

That the Accessibility Committee for Persons with Disabilities approve the letter to Council, attached

as Appendix “A” to this motion, supporting the Feasibility Study for the accessible community hub being constructed by the Mohawk Sports Council at the Mohawk Sports Park.

(j) ADJOURNMENT (Item 16)

There being no further business, the Accessibility Committee for Persons with Disabilities, adjourned at 5:44 p.m.


Respectfully submitted,

James Kemp, Chair
Accessibility Committee for
Persons with Disabilities

Carrie McIntosh
Legislative Coordinator
Office of the City Clerk



CITY OF HAMILTON
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT
Economic Development Division

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 4, 2024
SUBJECT/REPORT NO:	Environmental Remediation and Site Enhancement Redevelopment Grant Application ERG-24-02, 575 Wilson Street, Hamilton (PED24146) (Ward 3)
WARD(S) AFFECTED:	Ward 3
PREPARED BY:	Phil Caldwell (905) 546-2424 Ext. 2359
SUBMITTED BY:	Norm Schleeahn Director, Economic Development Planning and Economic Development Department
SIGNATURE:	 Judy Lam – Acting Director

RECOMMENDATION

- (a) That Environmental Remediation and Site Enhancement Redevelopment Grant Application ERG-24-02, submitted by Cielo Residential Inc. (Ryan Kotar / Michael Kotar / David Hazell / Nathan Leonard), owner of the property 575 Wilson Street, Hamilton be approved for an Environmental Remediation and Site Enhancement Redevelopment Grant not to exceed \$539,000 for estimated eligible remediation costs to be provided over a maximum of ten years, in accordance with the terms and conditions of the Environmental Remediation and Site Enhancement Redevelopment Agreement;
- (b) That the General Manager of the Planning and Economic Development Department be authorized and directed to execute the Environmental Remediation and Site Enhancement Redevelopment Agreement together with any ancillary documentation required, to give effect to the Environmental Remediation and Site Enhancement Redevelopment Grant for Cielo Residential Inc. (Ryan Kotar / Michael Kotar / David Hazell / Nathan Leonard), owner of the property 575 Wilson Street, Hamilton in a form satisfactory to the City Solicitor;

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: Environmental Remediation and Site Enhancement Redevelopment Grant Application ERG-24-02, 575 Wilson Street, Hamilton (PED24146) (Ward 3) - Page 2 of 9

- (c) That the General Manager of the Planning and Economic Development Department be authorized and directed to administer the Grant and Grant Agreement including but not limited to: Deciding on actions to take in respect of events of default and executing 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 Redevelopment Grant, as approved by City Council, are maintained and that any applicable Grant Amending Agreements are undertaken in a form satisfactory to the City Solicitor.

EXECUTIVE SUMMARY

An application to the Environmental Remediation and Site Enhancement Redevelopment Grant Program (hereafter referenced as the Program) for 575 Wilson Street, Hamilton (the Site) was submitted on April 29, 2024, by Cielo Residential Inc. (Ryan Kotar / Michael Kotar / David Hazell / Nathan Leonard), the registered owner of the Site.

The Site is located at the northeast corner of Wilson Street and Greenaway Avenue in the Central Hamilton neighbourhood of Gibson. The Site is currently vacant without buildings or structures and previously served as customer parking for a commercial business located immediately to the south.

Environmental site assessments undertaken on the Site have confirmed contaminants in the soil and groundwater above the applicable site condition standards required to permit redevelopment of the Site for residential uses. Contaminates identified include Volatile Organic Compounds, Polycyclic Aromatic Hydrocarbons, Petroleum Hydrocarbons and Trichloroethylene with contaminants in the groundwater likely originating off-site.

Site remediation will be required to facilitate successful filing of a Record of Site Condition with the Ministry of Environment, Conservation and Parks (the Ministry) required to facilitate site's planned redevelopment. Remediation work eligible for consideration under the Program, estimated at \$539,000, consists of the excavation and disposal of impacted soils / groundwater and the installation of impermeable barriers along the southwestern / southern property line to impede further contaminated groundwater entering the Site.

The planned redevelopment of the Site includes five duplexes (four fronting Wilson Street and one fronting Greenaway Avenue) totalling ten residential rental units consisting of five two-bedroom and five three-bedroom units. Estimated construction costs are approximately \$5,400,000.

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: Environmental Remediation and Site Enhancement Redevelopment Grant Application ERG-24-02, 575 Wilson Street, Hamilton (PED24146) (Ward 3) - Page 3 of 9

It is estimated that the planned redevelopment will increase the Site's assessment from the pre-development value of \$120,000 (CX-Vacant Commercial Land) to approximately \$1,486,000 (RT-Residential). This will increase total annual property taxes (municipal and education) generated by this Site from \$4,076 to an estimated \$21,159, an increase of \$17,083 annually. The municipal portion of this increase is \$15,866 of which 80%, representing the maximum potential annual grant permitted under the Program, would be \$12,693. As a result, it is currently estimated that the maximum achievable grant for the project would be \$126,930 provided over the Program maximum of 10 annual payments.

The images below are of the Site's existing condition as well as renderings of the planned development.



Existing Conditions (September 2023) – 575 Wilson Street, Hamilton looking northeast from Wilson Street (Source: maps.google.ca)



Planned Development – viewed looking northeast from Wilson Street (Source: Cielo Residential Inc.)

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: Environmental Remediation and Site Enhancement Redevelopment
Grant Application ERG-24-02, 575 Wilson Street, Hamilton
(PED24146) (Ward 3) - Page 4 of 9**

Alternatives for Consideration – See Page 9

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: As per the Program, the City will provide the Applicant with a Grant equivalent to 80% of the increase in municipal taxes up to the estimated eligible remediation costs of \$539,000 or until ten annual payments are provided, whichever comes first. Based on an estimated maximum potential annual Grant amount of \$126,930, the annual Grant payments are estimated to conclude in year 10 after which the City will realize the full annual municipal tax increment of \$15,866 annually for the life of the development.

The City will retain the remaining 20% of the annual municipal tax increment not otherwise provided to the Applicant and estimated to be \$3,173 annually. In accordance with the Program terms, these funds will be directed to Brownfield Pilot Project Account No. 3621755102, to a maximum of 20% of the total Environmental Remediation and Site Enhancement Grant to be provided, estimated to total \$25,386.

The Brownfield Pilot Project funds the Municipal Acquisition and Partnership Program and Environmental Remediation and Site Enhancement Affordable Housing Grant Program. The Environmental Remediation and Site Enhancement Municipal Acquisition and Partnership Program enables the City to acquire strategic brownfield sites, remediate and redevelop property it already owns, or participate in public / private partnerships to redevelop brownfield properties. The Environmental Remediation and Site Enhancement Affordable Housing Grant Program provides grants to non-profit housing providers to assist with remediation costs on sites being developed for affordable housing.

Staffing: Applications and Grant payments under the Program are administered by staff from the Economic Development Division, Planning and Economic Development Department.

There are no additional staffing requirements arising from this Report's recommendations.

Legal: The Program is authorized by the Environmental Remediation and Site Enhancement Community Improvement Plan which was originally adopted and approved in 2001 and most recently comprehensively reviewed and updated in 2023 in accordance with Section 28 of the *Planning Act*. The

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: Environmental Remediation and Site Enhancement Redevelopment
Grant Application ERG-24-02, 575 Wilson Street, Hamilton
(PED24146) (Ward 3) - Page 5 of 9**

Applicant will be required to enter into an Environmental Remediation and Site Enhancement Redevelopment Agreement which will specify the obligations of the city and the Applicant and will be prepared in a form satisfactory to the City Solicitor.

HISTORICAL BACKGROUND

On April 29, 2024, an Application to the Program for the Site was submitted by the registered owner Cielo Residential Inc. (Ryan Kotar / Michael Kotar / David Hazell / Nathan Leonard).

The Site is approximately 0.12 hectares (0.30 acres) and located at the northeast corner of Wilson Street and Greenaway Avenue in the Central Hamilton neighbourhood of Gibson. The Site is located in an urban area primarily consisting of low rise residential and commercial buildings. The Site is immediately adjacent to low-rise residential buildings to the north and east.

The Site is currently vacant without buildings or structures and previously served as customer parking for a commercial business located immediately to the south. Previous to its current use as a parking lot, the site contained residential uses developed in 1916 until being demolished in the 1960s for its current use.

A Phase One Environmental Site Assessment was completed in February 2022 by Landtek Limited Consulting Engineers to identify historical land use activities and the potential for Areas of Potential Environmental Concern. The results identified concerns with past historical activities in the vicinity of the site including various industrial / manufacturing uses as well as the importation of fill to the site of unknown quality.

A Phase Two Environmental Site Assessment and Supplementary Phase Two Environmental Site Assessment were completed by Landtek in March 2022 and October 2023 respectively to further investigate the Site's soil and groundwater conditions and to further delineate the extent of contamination. The assessments were overseen by a qualified person with results informed by samples obtained from a total of 13 boreholes of which eight were groundwater monitoring wells.

The results confirmed the presence of numerous contaminants in the Site's soil including, Volatile Organic Compounds, Polycyclic Aromatic Hydrocarbons and Petroleum Hydrocarbons. In addition, Petroleum Hydrocarbons and Trichloroethylene were identified in the Site's groundwater likely originating off-site and entering the site from the south. These contaminants were found at concentrations that exceed the Ministry's Table 3 - Full Depth Generic Site Condition Standards in a Non-Potable Groundwater Condition for Residential/Parkland / Institutional land use deemed

**SUBJECT: Environmental Remediation and Site Enhancement Redevelopment
Grant Application ERG-24-02, 575 Wilson Street, Hamilton
(PED24146) (Ward 3) - Page 6 of 9**

applicable to the Site based on the planned redevelopment in accordance with Ontario Regulation 153 / 04.

Site remediation to facilitate successful filing of a Record of Site Condition with the Ministry will be required to accommodate the planned redevelopment in accordance with Ontario Regulation 153 / 04.

A Remedial Action Plan was prepared by Landtek in November 2023 which recommended that Site remediation consist of the excavation and disposal of contaminated soil at a licensed landfill as well as the installation of a watertight impermeable barrier along the southwestern / southern property line to impede further contaminated groundwater entering the Site.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Urban Hamilton Official Plan

The Site is located within the “Neighbourhoods” element on Schedule “E” – Urban Structure and further designated “Neighbourhoods” on Schedule “E-1” – Urban Land Use Designations.

The planned development conforms to the designation.

Former City of Hamilton Zoning By-law 6593

The subject Site is zoned D/S-1822 (Urban Protected Residential - One and Two Family Dwellings, Etc.) which is intended to provide for a range of low rise residential uses.

Special Exception 1822 of the applicable zoning was part of a broader city-wide amendment to permit an expanded range of low density residential uses as well as the conversion of existing single detached dwellings and duplex dwellings (two family dwellings) to provide small-scale intensification opportunities.

The planned development is permitted.

Site Plan Control

The planned development is not subject to Site Plan Control.

**SUBJECT: Environmental Remediation and Site Enhancement Redevelopment
Grant Application ERG-24-02, 575 Wilson Street, Hamilton
(PED24146) (Ward 3) - Page 7 of 9**

RELEVANT CONSULTATION

Input by staff from Financial Services and Taxation and Legal Services of the Corporate Services Department have informed this Report.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

Estimated remediation costs, informed by Landtek's November 2023 Remedial Action Plan, which may be eligible for consideration under the Program based on the Site's location within the Historically Developed Area of the Environmental Remediation and Site Enhancement Community Improvement Project Area, total \$539,000 and consist of the following:

- \$250,000 for contaminated groundwater treatment and disposal;
- \$192,000 in costs associated with the excavation, transportation and disposal of up to 2,400 tonnes of impacted soil at a licensed landfill facility;
- \$79,900 in environmental consulting costs for preparation of required studies, confirmatory sampling and Record of Site Condition filing; and,
- \$17,100 for 570 tonnes of soil backfill.

The applicant will be required to submit to staff invoices and supporting documentation for the above noted estimated costs which will be the subject of an audit to ensure compliance with the Council approved Program terms including, but not limited to, ensuring that any costs incurred that would have been required for the development regardless of the presence of contamination are identified and excluded from the eligible grant.

Auditing of invoices and supporting documentation will be undertaken by staff but may be subject to a third-party review at staff's discretion. Where such third-party review is required, the cost will be at the approved applicant's expense but subject to eligibility under the Program for the purposes of the Grant.

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

**SUBJECT: Environmental Remediation and Site Enhancement Redevelopment
Grant Application ERG-24-02, 575 Wilson Street, Hamilton
(PED24146) (Ward 3) - Page 8 of 9**

Grant level as a percentage of municipal tax uplift:		80%	
Total Estimated Eligible Costs (Maximum):	\$	539,000	
Total Estimated Grant (Maximum):	\$	126,930	
Pre-project Assessment (CX-Vacant Commercial Land)	\$	120,000	Year: 2024
Municipal Levy:	\$	3,020	
Education Levy:	\$	<u>1,056</u>	
Pre-project Property Taxes	\$	4,076	
Estimated Post-project Assessment (RT-Residential):	\$	1,486,000	Year: To be determined.
Estimated Municipal Levy:	\$	18,886	
Estimated Education Levy:	\$	<u>2,273</u>	
Estimated Post-project Property Taxes:	\$	21,159	

Provisions for Calculations:

- 1) 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 upon completion of the development;
- 2) As per Program requirement, the increase in realty taxes is based on the year in which the tax estimate was requested;
- 3) 2024 tax rates have been used for calculation of the estimated post-development property taxes;
- 4) Annual Taxes exclude any Local Charges;
- 5) The existing lot will be legally subdivided into five separate parcels as identified on the site plan provided to Municipal Property Assessment Corporation;
- 6) All basements will be finished; and,
- 7) All dollar figures rounded.

**SUBJECT: Environmental Remediation and Site Enhancement Redevelopment
Grant Application ERG-24-02, 575 Wilson Street, Hamilton
(PED24146) (Ward 3) - Page 9 of 9**

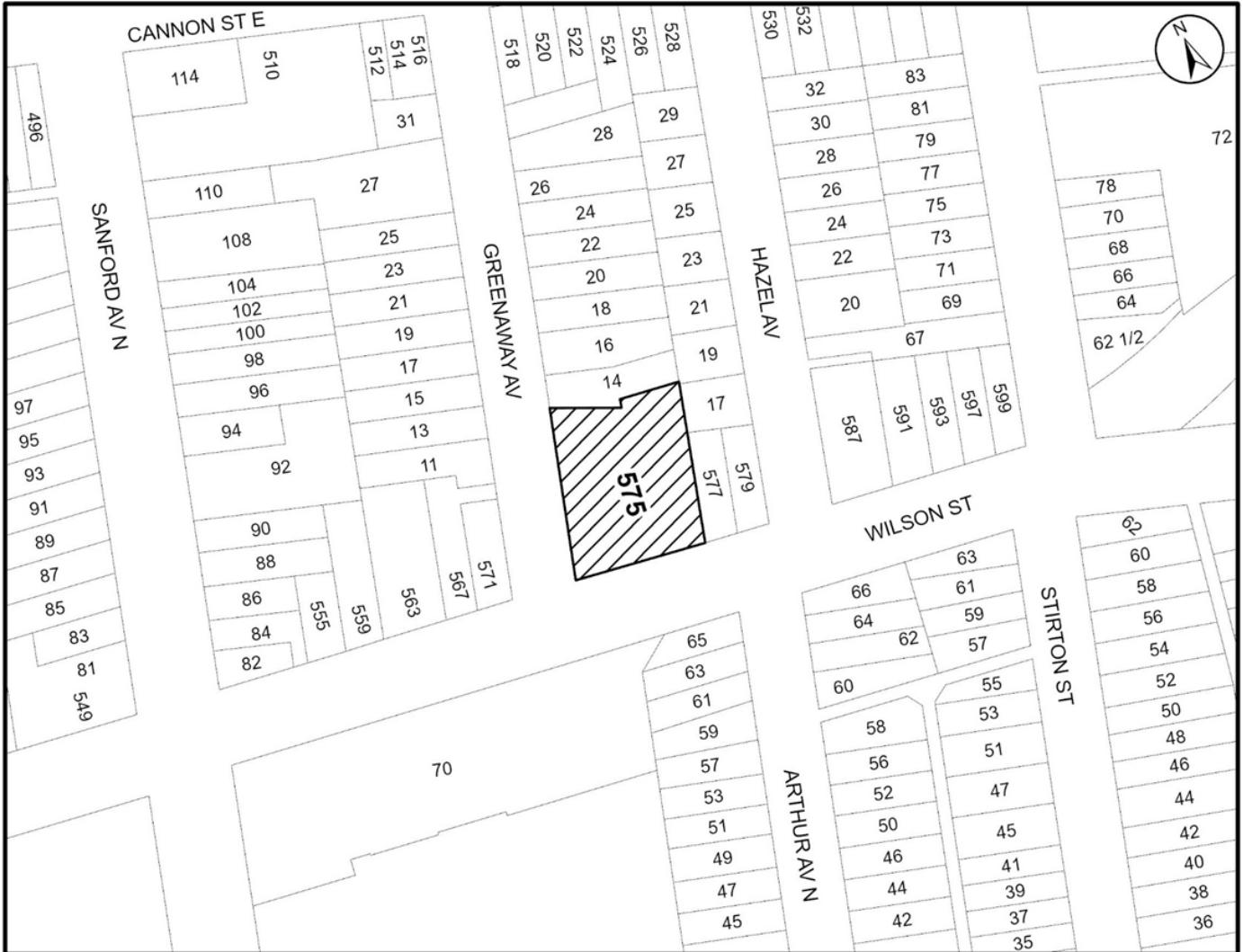
ALTERNATIVES FOR CONSIDERATION

The 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 to staff for further information on possible financial and / or legal implications.


APPENDICES AND SCHEDULES ATTACHED

Appendix "A" to Report PED24146 – Site Location Map

Appendix "A" to Report PED24146
Page 1 of 1




Location Map


Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT



File Name/Number: ERG-24-02	Date: July 22, 2024
Appendix "A"	Scale: N.T.S
Planner/Technician: PC/SH	

Subject Property

 575 Wilson Street, Hamilton



INFORMATION REPORT

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	September 4, 2024
SUBJECT/REPORT NO:	Downtown Entertainment District Annual Status Update 2024 (PED24089(a)) (Ward 2)
WARD(S) AFFECTED:	Ward 2
PREPARED BY:	Joshua Van Kampen (905) 546-2424 Ext. 4592
SUBMITTED BY:	Norm Schleeahn Director, Economic Development Planning and Economic Development Department
SIGNATURE:	
SUBMITTED BY:	Ray Kessler Chief Corporate Real Estate Officer Planning and Economic Development Department
SIGNATURE:	

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

- Proposed or pending acquisition or disposition of land by the City;
- A trade secret or scientific, technical, commercial or financial information that belongs to the municipality or local board and has monetary value or potential monetary value; 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.

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: Downtown Entertainment District Annual Status Update 2024
(PED24089(a)) (Ward 2) - Page 2 of 6**

RATIONALE FOR CONFIDENTIALITY

Confidential Appendix “A” to Report PED24089(a), this Report includes information relates to on-going negotiations, commercial and financial information, and matters respecting on-going negotiations involving transactions and agreements, which are appropriate to address in-camera pursuant to the *Municipal Act, 2001*.

RATIONALE FOR MAINTAINING CONFIDENTIALITY

Confidential Appendix “A” to PED24089(a), this Report is to remain confidential as negotiations are on-going, and transactions have not been completed.

COUNCIL DIRECTION

Council at its meeting of the General Issues Committee on March 23, 2022, approved the following recommendation:

That staff be directed to report back annually on the operations of the Hamilton Urban Precinct Entertainment Group L.P with regard to the lands known as the FirstOntario Centre, the Hamilton Convention Centre and the FirstOntario Concert Hall, and report back to the General Issues Committee.

This report was prepared to provide the annual update from July 2023 – June 2024.

INFORMATION

This Information Report presents an overview of the milestones achieved with the City Hamilton Urban Precinct Entertainment Group L.P and the Oak View Group over the past year to date. The previous annual update was provided to Council on July 14, 2023, through PED23175.

For context there are four main agreements guiding the Entertainment District, encompassing the Arena, Convention Centre, and the Concert Hall:

(1) Master Agreement

This agreement was executed on October 26, 2021, which represents a broader contractual arrangement between the City of Hamilton and Hamilton Urban Precinct Entertainment Group L.P, encompassing various aspects of development and economic initiatives. It include provisions for the economic incentives, public-private partnerships, and other strategic initiatives aimed at fostering growth and development within the entertainment district. The master

**SUBJECT: Downtown Entertainment District Annual Status Update 2024
(PED24089(a)) (Ward 2) - Page 3 of 6**

agreement serves as a framework for collaboration and outlines the respective roles, responsibilities, and commitments of both parties over a specified period;

(2) Arena Lease

This agreement with Hamilton Arena Partnership Limited (controlled by Oak View Group) outlines the terms and conditions for leasing the Arena. The arena lease was effective as of May 13, 2024, with Oak View Group and the City of Hamilton. Previously, the Arena Lease was between Hamilton Urban Precinct Entertainment Group L.P and the City of Hamilton, effective Jan 1, 2023 – May 12, 2024. It covers various aspects such as the duration of the lease (49 years), fees, maintenance responsibilities, usage rights, and provisions for the renovations to the arena;

(3) Convention Centre Lease

Hamilton Urban Precinct Entertainment Group holds the lease for Convention Centre effective as of Jan 1, 2023. Similar to the lease with the Hamilton Arena Partnership Limited (controlled by Oak View Group), this agreement pertains to the lease with the convention centre for 49 years as well as detailing maintenance obligations, usage permissions, conditions of the renovations to the convention centre, restrictions of use for events held at the Convention Centre; and,

(4) Concert Hall Lease

Hamilton Urban Precinct Entertainment Group L.P holds the lease for the Concert Hall as of Jan 1, 2023, but it is anticipated that the lease will be replaced by lease with Hamilton Arena Partnership Limited (controlled by Oak View Group) for the concert hall. The City and Oak View Group are in current negotiations of the lease to replace the current lease held by Hamilton Urban Precinct Entertainment Group L.P. holds with the Concert Hall and The City of Hamilton. This idea has been contemplated since the Oak View Group has entered into a partnership with Hamilton Urban Precinct Entertainment Group L.P.

The following provides an update on outcomes for the prior year (up to June 30, 2024):

Finalization of the Arena Lease with the Oak View Group

In October of 2023 the City finalized and executed an agreement with Hamilton Arena Partnership Limited, an entity controlled by the Oak View Group, for a long-term lease to replace Hamilton Urban Precinct Entertainment Group L.P. as the tenant and

**SUBJECT: Downtown Entertainment District Annual Status Update 2024
(PED24089(a)) (Ward 2) - Page 4 of 6**

operator of the Arena. The lease commenced on May 13, 2024, and coincides with the beginning of the construction period for renovation of the Arena.

Finalization of the Concert Hall Lease with the Oak View Group

The lease with the Concert Hall is still in negotiations with The Oak View Group and is anticipated to be completed in Q3 of 2024. This lease will replace the current lease in place between Hamilton Urban Precinct Entertainment Group. This is the same concept as the Arena Lease arrangement.

Municipal Capital Facility for New Lease Agreements for the Arena and Concert Hall

In November of 2023 a Municipal Capital Facility by-law was approved by Council that is reflective of the new leases with Hamilton Arena Partnership Limited for the arena and concert hall. A Municipal Capital Facility bylaw has been in place for the Hamilton Urban Precinct Entertainment Group L.P lease - a new bylaw was a requirement for the new lease agreements.

Arena Construction

The Oak View Group applied for two building permits for the Arena, in December of 2023 and February of 2024, which are permits for foundation and alteration work, and demolition work, respectively. To date these permits have been issued. In April of 2024 the Oak View Group has applied for the final building permit, which is currently in review with the city, with the anticipated issuance being in Q3 of 2024.

In preparation for the start of construction, the arena was shut down after the Toronto Rock played their last home playoff game on May 3, 2024. This closure allows for the necessary preparations to be made for the construction process to begin smoothly. Construction of the arena commenced in May 2024. Ground-breaking took place on May 16, 2024, marking the official start of the construction phase. The Arena is scheduled to open in the Fall of 2025 after an anticipated renovation value of \$280M.

The renovation project encompasses a comprehensive overhaul aimed at redefining the venue's aesthetic appeal, functionality, and overall guest experience. Inside the venue, the renovation will introduce premium seating options, elevating the comfort and luxury for patrons attending events. These premium seats will offer unparalleled views of the stage or performance area, providing guests with an enhanced experience that combines exceptional sightlines with plush amenities.

Enhanced acoustics represent another key focus of the renovation, aimed at optimizing sound quality throughout the venue. By implementing advanced sound engineering

**SUBJECT: Downtown Entertainment District Annual Status Update 2024
(PED24089(a)) (Ward 2) - Page 5 of 6**

techniques and materials, the renovated space will deliver immersive audio experiences, ensuring that every note, speech, or performance resonates with clarity and brilliance.

Improved sightlines are essential to ensuring that every seat in the house offers an optimal view of the stage or event space. Through strategic redesign and layout adjustments, the renovation will eliminate obstructed views and enhance sightlines, ensuring that guests can fully immerse themselves in the action, regardless of their seating location.

Upgraded concourses will provide guests with more spacious and streamlined circulation areas, enhancing accessibility and comfort during events. These revitalized concourses will feature modern amenities, including expanded concessions to enrich the overall guest experience.

The renovation will also introduce new clubs and suites, offering premium hospitality experiences for guests seeking elevated amenities and personalized service.

Additionally, artist lounges will be incorporated into the venue's design, providing performers with comfortable and private spaces to relax and prepare before taking the stage. These artist lounges will feature amenities tailored to the unique needs of performers, ensuring they feel welcomed and supported throughout their time at the venue.

The renovation project is slated for completion in fall 2025.

Convention Centre Construction

The \$10M re-development of the convention centre is somewhat delayed and is currently scheduled to commence in Q3 of 2024. This phase of the project represents a significant milestone in the overall development of the Entertainment Precinct. Preparatory work, including site preparation and logistical planning, is underway to ensure a smooth transition for the re-development of the convention centre. The convention centre will remain open during the re-development and will be completed by December 2025 by the Hamilton Urban Precinct Entertainment Group L.P.

The anticipated renovation aims to significantly elevate several key areas within the building. Primarily, it seeks to enhance the lobby, transforming it into a welcoming and impressive space that sets the tone for the entire venue. This enhancement may involve modernizing the décor, improving lighting, and incorporating elements of architectural significance to create a memorable first impression for visitors.

**SUBJECT: Downtown Entertainment District Annual Status Update 2024
(PED24089(a)) (Ward 2) - Page 6 of 6**

Additionally, the renovation will focus on upgrading various ballrooms, ensuring they are not only aesthetically pleasing but also equipped with state-of-the-art amenities to accommodate a wide range of events and gatherings. This involves redesigning the layout for better flow, upgrading audio-visual systems to support presentations and entertainment, and enhancing acoustics to optimize the guest experience.

The kitchen is another crucial area slated for improvement. By modernizing kitchen facilities, including equipment and layout, the venue can elevate its culinary offerings and catering capabilities, meeting the diverse needs and expectations of event organizers and attendees.

Furthermore, the renovation will address structural and mechanical components of the building to ensure safety, functionality, and energy efficiency. This may involve reinforcing the building's framework, upgrading Heating Ventilation Air Conditioning systems, and enhancing overall infrastructure to meet current standards and regulations.

To minimize disruption to ongoing operations, the timeline of the renovation will be carefully staged. By phasing the renovation process, the aim is to avoid the need for a full closure of the building. Instead, specific areas will undergo renovation sequentially, allowing other parts of the building to remain accessible and operational. This staged approach ensures continuity of service for clients and patrons while still achieving the desired upgrades and improvements.

Art Gallery of Hamilton Contribution

Under the Master Agreement between Hamilton Urban Precinct Entertainment Group L.P and the City, Hamilton Urban Precinct Entertainment Group L.P committed to a 20-year annual \$100,000 contribution to the Art Gallery of Hamilton, beginning in 2023, totalling \$2 million. City staff understand that a formal contribution agreement between the parties (Art Gallery of Hamilton and Hamilton Urban Precinct Entertainment Group L.P) is being prepared, with HUPEG having made some contributions in the interim.

APPENDICES AND SCHEDULES ATTACHED

Confidential Appendix "A" to Report PED24089(a) – Compliance Issues in Master Agreement and Lease Execution

CITY OF HAMILTON MOTION

General Issues Committee: September 4, 2024

MOVED BY COUNCILLOR ESTHER PAULS.....

SECONDED BY COUNCILLOR MARK TADESON

All Abilities Allstar

WHEREAS, All Abilities Allstar started in Feb 2024 and launched May 5 2024 at the Italian Centre at 420 Crerar;

WHEREAS, All Abilities Allstar is a dedicated non-profit organization committed to providing inclusive athletics and recreational programs and opportunities for individuals of all abilities.

WHEREAS, All Abilities Allstar requires funding to cover annual expenses related to office/equipment storage, legal services and other operational costs;

WHEREAS, All Abilities Allstar standard is “When we think of accessibility and inclusion we are all winners.”

THEREFORE, BE IT RESOLVED:

- (a) That a grant to All Abilities Allstar for Operational Expenses be funded from the Ward 7 Capital Discretionary Account (3302109700) to an upset limit, including contingency, not to exceed \$10,000; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.