



City of Hamilton

CITY COUNCIL AGENDA

24-019

Wednesday, October 23, 2024, 9:30 A.M.

Council Chambers

Hamilton City Hall

71 Main Street West

Call to Order

1. APPROVAL OF AGENDA

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

2. DECLARATIONS OF INTEREST

3. CEREMONIAL ACTIVITIES

4. APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 October 9, 2024

5. COMMUNICATIONS

5.1 Correspondence from the Town of Cobourg requesting support for their resolution regarding Support of Involuntary Care for Individuals with Severe Mental Health and Addictions Issues.

Recommendation: Be received.

5.2 Correspondence from the Town of Bradford West Gwillimbury requesting support for their resolution regarding Ontario Deposit Return Program.

Recommendation: Be received.

5.3 Correspondence from Baris Atakan Kafadar, Director/Board Member, The Federation of Canadian Turkish Associations respecting Turkish Republic Day on October 29th.

Recommendation: Be received.

5.4 Correspondence from the Hamilton Conservation Authority (HCA) respecting their four new 10-Year Master and Management Plans for review and comment by December 6, 2024.

Recommendation: Be received and referred to the General Manager of Planning and Economic Development for appropriate action.

5.5 Correspondence from the Honourable Prabmeet Singh Sarkaria, Minister of Transportation respecting the MTO and Metrolinx' commitment to working with the City and community stakeholders to determine how best to support the goals of affordable housing and

community benefits as part of transit project delivery.

Recommendation: Be received.

5.6 Correspondence from the Town of Tillsonburg requesting support for their resolution for continued funding support for Southwest Community Transit.

Recommendation: Be received.

5.7 Correspondence from Shawn Haggerty, National President, UFCW respecting National Day for Truth and Reconciliation as a municipal holiday.

Recommendation: Be received.

6. COMMITTEE REPORTS

6.1 Public Works Committee Report 24-014, October 15, 2024

6.2 General Issues Committee Report 24-017, October 16, 2024

6.3 Audit, Finance and Administration Committee Report 24-019, October 17, 2024

6.4 Planning Committee Report 24-015, October 19, 2024 (To be distributed)

7. MOTIONS

Members of the public can contact the Clerk's Office to acquire the documents considered at this meeting, in an alternate format.

- 7.1 Locke Street Business Improvement Area (BIA) Pedestrianization 2024 Grant (Ward 1)
- 7.2 Release of the City Enrichment Fund and Bridge Funding to Immigrant Culture and Art Association (ICAA), Waiving the Hold Policy on a One-Time Basis
- 7.3 H.E.A.R.T.'s (Healthy Education About Relationship Team) (Ward 15)
- 7.4 Banner Installation for Remembrance Day 2024 (Ward 15)
- 7.5 Waterdown Museum of Hope (Ward 15)
- 7.6 Flamborough Connects (Ward 15)
- 7.7 Amendment to Item 7 of the Planning Committee Report 23-018, respecting Appeal to the Ontario Land Tribunal (OLT) for lands located at 909 North Waterdown Drive, Waterdown, for Lack of Decision on Urban Hamilton Official Plan Amendment Application

(ZAC-22-032/UHOPA-22-018) (LS23006(a)) (Ward 15), which was approved by Council on November 8, 2023
- 7.8 Amendment to Item 11 of the Planning Committee Report 24-002, respecting Appeal to the Ontario Land Tribunal for lands located at 487 Shaver Road, Hamilton, for Lack of Decision on Official Plan Amendment Application (UHOPA-22-002)

and Zoning By-law Amendment Application (ZAC-22-005) (LS23038(a)) (Ward 12), which was approved by Council on February 14, 2024
- 7.9 "Solve the Crisis" Campaign
- 7.10 Release of the City Enrichment Fund and Appeal Funding to the Winona Peach Festival, Waiving the Requirement for Audited Financial Statements
- 7.11 Federation of Canadian Municipalities (FCM) Advocacy regarding Development Charge Freeze (To be distributed)

8. NOTICES OF MOTIONS

9. STATEMENT BY MEMBERS (non-debatable)

10. COUNCIL COMMUNICATION UPDATES

- 10.1 October 4, 2024 to October 17, 2024

11. PRIVATE AND CONFIDENTIAL

Members of the public can contact the Clerk's Office to acquire the documents considered at this meeting, in an alternate format.

12. BY-LAWS AND CONFIRMING BY-LAW

12.1 184

To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 6 (Time Limit Parking)
Schedule 8 (No Parking Zones)
Schedule 13 (No Stopping Zones)
Ward: 6, 9, 10, 12, 13

12.2 185

To Designate Property Located at 6 Websters Falls Road, Flamborough, City of Hamilton as Property of Cultural Heritage Value
Ward: 13

12.3 186

To Confirm the Proceedings of City Council

13. ADJOURNMENT



CITY COUNCIL MINUTES 24-018

9:30 a.m.

October 9, 2024

Council Chamber (Hybrid)

Hamilton City Hall

71 Main Street West

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

**Absent with
Regrets:** Councillor C. Kroetsch - Personal

Mayor Horwath called the meeting to order and recognized that Council is meeting on the traditional territories of the Erie, Neutral, HuronWendat, Haudenosaunee and Mississaugas. This land is covered by the Dish with One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. It was further acknowledged that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation. The City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and it was recognized that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.

APPROVAL OF THE AGENDA

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

5. COMMUNICATIONS

- 5.1 Correspondence from the Regional Municipality of Waterloo requesting support for their resolution respecting the Closure of Safe Consumption Sites.

Recommendation: ***Be received and referred to the Public Health Committee for consideration.***

- 5.8 Correspondence from Hafeez Hussain respecting continued ongoing service issues and lack of transparency with the City of Hamilton.

Recommendation: Be received.

- 5.9 Correspondence from Raymond Kessler, Chief Corporate Real Estate Officer, Planning and Economic Development Department respecting Municipal Capital Facility John C. Munro International Airport (PED24061) (City Wide).

Recommendation: Be received and referred to the consideration of Item 6 of the General Issues Committee Report 24-016.

- 5.10 Correspondence from Michelle Diplock, Manager of Planning and Government Relations, West End Home Builders' Association respecting Hamilton Green Building Standards.

Recommendation: Be received and referred to the consideration of Item 3 of Planning Committee Report 24-014.

8. NOTICES OF MOTION

- 8.1 Service Manager Consent for Kiwanis Non-Profit Homes Inc.

(Beattie/Hwang)

That the agenda for the October 9, 2024 meeting of Council be approved, as amended.

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
- NOT PRESENT - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

DECLARATIONS OF INTEREST

Councillor Hwang declared a disqualifying interest to Item 13 of the General Issues Committee Report 24-016, respecting the Memorandum of Understanding with City and Aeon Studio Group on Barton-Tiffany Land (PED19063(g)), as her business partner may still have a business relationship with Aeon Group.

Councillor Danko declared a non-disqualifying interest to Item 12 of the General Issues Committee Report 24-016, respecting the Confidential Correspondence from Hamilton Wentworth District School Board, as his wife is the Chair of the Hamilton Wentworth District School Board.

APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 September 25, 2024

(Spadafora/Pauls)

That the Minutes of the September 25, 2024 meeting of Council be approved, as presented.

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

COMMUNICATIONS

(Danko/Pauls)

That Council Communications 5.1 to 5.10 be approved, as presented, as follows:

- 5.1 Correspondence from the Regional Municipality of Waterloo requesting support for their resolution respecting the Closure of Safe Consumption Sites.

Recommendation: Be received and referred to the Public Health Committee for consideration.

- 5.2 Correspondence from the Regional Municipality of Waterloo requesting support for their resolution calling on the provincial and federal governments to commit to immediate action to solve the Humanitarian Crisis that Ontario is facing as the numbers of unhoused individuals and those suffering with mental health & addictions grows exponentially.

Recommendation: Be endorsed.

- 5.3 Correspondence from the City of Brantford requesting support for their resolution requesting that the Chief Justice of the Superior Court assign a judge as soon as possible to hear the trial of Toronto Court File No. CV-18-594281-0000.

Recommendation: Be received.

- 5.4 Correspondence from the City of Temiskaming Shores requesting support for their resolution respecting the Provincial decision regarding alcohol sales in convenience stores and locations that sell fuel to drivers, and the development of a comprehensive provincial alcohol strategy.

Recommendation: Be received.

- 5.5 Correspondence from the Municipality of St. Charles requesting support for their resolution regarding recommendations for Government Regulations of nicotine pouches.

Recommendation: Be received.

- 5.6 Correspondence from Lisa Burnside, Chief Administrative Officer, Hamilton Conservation Authority requesting a Council Resolution from the City of Hamilton confirming the municipal partnership between the City of Hamilton and the Hamilton Conservation Authority for the Saltfleet Conservation Area Wetland Restoration Program to support the requirements of the funding application.

Recommendation: Be received and referred to the consideration on Item 7.1.

- 5.7 Correspondence from Chandra Sharma, President & CEO/Secretary Treasurer, Conservation Halton advising the City of Hamilton that Conservation Halton will be considering its 2025 Budget including municipal funding of \$12,215,375 at their Board meeting on October 31, 2024 at 1:00 p.m.

Recommendation: Be received.

- 5.8 Correspondence from Hafeez Hussain respecting continued ongoing service issues and lack of transparency with the City of Hamilton.

Recommendation: Be received.

- 5.9 Correspondence from Raymond Kessler, Chief Corporate Real Estate Officer, Planning and Economic Development Department respecting Municipal Capital Facility John C. Munro International Airport (PED24061) (City Wide).

Recommendation: Be received and referred to the consideration of Item 6 of the General Issues Committee Report 24-016.

- 5.10 Correspondence from Michelle Diplock, Manager of Planning and Government Relations, West End Home Builders' Association respecting Hamilton Green Building Standards.

Recommendation: Be received and referred to the consideration of Item 3 of Planning Committee Report 24-014.

Item 5.1 was voted on separately, as follows:

- 5.1 Correspondence from the Regional Municipality of Waterloo requesting support for their resolution respecting the Closure of Safe Consumption Sites.

Recommendation: Be received and referred to the Public Health Committee for consideration.

Result: Motion on Item 5.1 of the Communication Items, as presented, CARRIED by a vote of 13 to 2, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NO - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of the Communication Items, as presented, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls

YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Danko/Pauls)

That Council move into Committee of the Whole for consideration of the Committee Reports.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

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| PUBLIC HEALTH COMMITTEE REPORT 24-008 |
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(M. Wilson/Spadafora)

That Public Health Committee Report 24-008, being the meeting held on Monday, September 30, 2024, be received and the recommendations contained therein, be approved.

Item 1 was voted on separately, as follows:

1. Collective Impact: Healthy and Safe Communities and the Greater Hamilton Health Network – 2024 Update (BOH24023/HSC24044) (City Wide) (Item 8.1)

That Report BOH24023/HSC24044 respecting Collective Impact: Healthy and Safe Communities and the Greater Hamilton Health Network – 2024 Update, be received.

Result: Motion on Item 1 of the Public Health Committee Report 24-008, CARRIED by a vote of 14 to 1, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar

YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
NO - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of the Public Health Committee Report 24-008, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

PUBLIC WORKS COMMITTEE REPORT 24-013

(Spadafora/M. Wilson)

That Public Works Committee Report 24-013, being the meeting held on Monday, September 30, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the Public Works Committee Report 24-013, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis

YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

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| PLANNING COMMITTEE REPORT 24-014 |
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(Cassar/M. Wilson)

That Planning Committee Report 24-014, being the meeting held on Tuesday, October 1, 2024, be received and the recommendations contained therein be approved.

Item 3 was voted on separately, as follows:

3. Green Building Standards (PED24114) (Urban Areas – City Wide) (Item 11.2)

- (a) That the Green Building Standards Final Report attached as Appendix “A” to Report PED24114, be endorsed;
- (b) That the Green Building Standards Guidebook attached as Appendix “A” to Report PED24114, be endorsed;
- (c) That the Green Building Standards Baseline Review Report attached as Appendix “A” to Report PED24114, be received;
- (d) That Planning and Economic Development Department staff be directed to develop an Implementation Plan for the Green Building Standards, including the review of financial incentives through Community Improvement Plans, and report back to Planning Committee in Q1 of 2025;
- (e) That the Green Building Standards be implemented and that staff report back to the Planning Committee in Q1, 2026 with an update on the outcomes and future recommendations;
- (f) That Item 22S, Public Consultation on Sustainable Building and Development Guidelines - Low Density Residential Uses, be removed from the Outstanding Business List;
- (g) That Council direct City staff to consult with the Climate Change Advisory Committee including its Technical and Governance Working Group and Building Working Group on the following:
 - (i) A framework that phases in successively more stringent tiered standards over a fixed timeline with full transparency on future requirements to all stakeholders;

- (ii) Emissions limits that are sufficient to require new buildings to transition to efficient, low-emissions technology now or in the future; and,
- (iii) Alignment with Hamilton's Climate Action Strategy to achieve net-zero by 2050 and avoid fossil fuel lock-in;
- (h) That Council direct City staff to conduct this consultation in advance of implementation and report back with the results of the consultation, any adjustments to the Green Building Standards that may be required, including any necessary financial resources, and timelines for the recommendations in Report PED24114, no later than the first Planning Committee of 2025.

Result: Motion on Item 3 of the Planning Committee Report 24-014, CARRIED, by a vote of 14 to 1, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
NO - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of the Planning Committee Report 24-014, CARRIED, by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

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| GENERAL ISSUES COMMITTEE REPORT 24-016 |
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(Danko/Pauls)

That General Issues Committee Report 24-016, being the meeting held on Wednesday, October 2, 2024, be received and the recommendations contained therein, be approved.

(Jackson/Pauls)

That Item 12 of the General Issues Committee Report 24-016, be lifted from the report and considered during the Closed Session portion of the meeting.

Result: Motion on the lifting Item 12 from the General Issues Committee Report 24-016, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Due to a declared conflict, Item 13, was voted separately as follows:

13. Memorandum of Understanding with City and Aeon Studio Group on Barton-Tiffany Lands (PED19063(g)) (Ward 2) (Added Item 14.3)

- (a) That the direction provided to staff in Closed Session respecting Report PED19063(g), Memorandum of Understanding with City and Aeon Studio Group on Barton-Tiffany Lands, be approved and remain confidential;
- (b) That Report PED19063(g), respecting the Memorandum of Understanding with City and Aeon Studio Group on Barton-Tiffany Lands, remain confidential.

Result: Motion on Item 13 of the General Issues Committee Report 24-016, CARRIED by a vote of 14 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis

YES - Mayor Andrea Horwath
CONFLICT - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Result: Motion on the balance of the General Issues Committee Report 24-016, save and except Item 12, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

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| AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 24-017 |
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(Hwang/Spadafora)

That Audit, Finance and Administration Committee Report 24-017, being the meeting held on Thursday, October 3, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the Audit, Finance and Administration Committee Report 24-017, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson

NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
 YES - Ward 15 Councillor Ted McMeekin
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 14 Councillor Mike Spadafora
 YES - Ward 11 Councillor Mark Tadeson
 YES - Ward 13 Councillor Alex Wilson
 YES - Ward 1 Councillor Maureen Wilson

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 24-007

(A. Wilson/Hwang)

That Emergency and Community Services Committee Report 24-007, being the meeting held on Thursday, October 3, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the Emergency and Community Services Committee Report 24-007, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
 YES - Ward 12 Councillor Craig Cassar
 YES - Ward 9 Councillor Brad Clark
 YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
 YES - Ward 5 Councillor Matt Francis
 YES - Mayor Andrea Horwath
 YES - Ward 4 Councillor Tammy Hwang
 YES - Ward 6 Councillor Tom Jackson
 NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
 YES - Ward 15 Councillor Ted McMeekin
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 14 Councillor Mike Spadafora
 YES - Ward 11 Councillor Mark Tadeson
 YES - Ward 13 Councillor Alex Wilson
 YES - Ward 1 Councillor Maureen Wilson

STAFF REPORTS

6.7(a) English Public School Board By-Election: Voting Methods and Tabulating By-law (FCS24053) (Ward 4)

(Hwang/Jackson)

- (a) That the use of optical scanning vote tabulators be approved for the purpose of counting votes cast during the 2025 Ward 4 By-Election to fill the English Public School Board Trustee Vacancy; and
- (b) That the draft By-law, attached as Appendix “A”, be prepared and provided to Council for consideration and approval.

(Hwang/Nann)

That the motion respecting the English Public School Board By-Election: Voting Methods and Tabulating By-law (FCS24053) (Ward 4), be **amended** by adding sub-section (b) and by amending sub-section (c), as follows:

- (b) ***That the use of electronic voting as an alternative voting method is hereby authorized in accordance with Section 42(1)(b) of the Municipal Elections Act for the 2024 Ward 4 School Board By-Election; and***
- (c) That the draft By-law, attached as Appendix "A", be prepared and provided to Council, **as amended**, for consideration and approval.

Result: Amendment on Report FCS24053, CARRIED by a vote of 12 to 3, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
NO - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NO - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
NO - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Main Motion, **As Amended**, to read as follows:

- (a) That the use of optical scanning vote tabulators be approved for the purpose of counting votes cast during the 2025 Ward 4 By-Election to fill the English Public School Board Trustee Vacancy;
- (b) ***That the use of electronic voting as an alternative voting method is hereby authorized in accordance with Section 42(1)(b) of the Municipal Elections Act for the 2024 Ward 4 School Board By-Election; and***
- (c) That the draft By-law, attached as Appendix "A", be prepared and provided to Council, **as amended**, for consideration and approval.

Result: Main Motion, As Amended on Report FCS24053, CARRIED by a vote of 15 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark

YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Danko/Pauls)

That Committee of the Whole rise as Council to report and confirm the actions taken in Committee of the Whole.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

| |
|----------------|
| MOTIONS |
|----------------|

7.1 Confirming the Municipal Partnership Between the City of Hamilton and the Hamilton Conservation Authority for the Saltfleet Conservation Area Wetland Restoration Program

(Clark/Cassar)

WHEREAS, the Hamilton Conservation Authority in fulfilling the requirements of the Federation of Canadian Municipalities Green Municipal Fund Local Leadership Climate Adaptation Fund, funding application requires confirmation of its municipal partnership with the City of Hamilton for the Saltfleet Conservation Area Wetland Restoration Program.

THEREFORE, BE IT RESOLVED:

That Council confirms the municipal partnership between the City of Hamilton and the Hamilton Conservation Authority for the Saltfleet Conservation Area Wetland Restoration Program to support the requirements of the Federation of Canadian Municipalities Green Municipal Fund Local Leadership Climate Adaptation Fund funding application.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.2 Red Hill Valley Joint Stewardship Board – Resignations

(Cassar/Pauls)

That Council accept Councillor Clark's and Councillor Francis' resignation from the Red Hill Valley Joint Stewardship Board, effective immediately.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.3 Implications of the Resignations from the Red Hill Valley Joint Stewardship Board (Generated from Item 7.2)**(Hwang/Beattie)**

That staff be directed to report back to General Issues Committee on the implications of the resignations from the Red Hill Valley Joint Stewardship Board and on the operations of the Board and an analysis of next steps for Council's consideration taking in account the terms and conditions of the Haudenosaunee - Hamilton Red Hill Agreements.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.4 Service Manager Consent for Kiwanis Non-Profit Homes Inc. (formerly Item 8.1)**(a) (Pauls/Cassar)**

That the Rules of Order be suspended to allow for the introduction of a motion respecting Service Manager Consent for Kiwanis Non-Profit Homes Inc.

Result: Motion CARRIED by a 2/3rds vote of 14 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora

YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(b) (Pauls/Cassar)

WHEREAS, Council on August 12, 2022, approved Service Manager consent for Hamilton East Kiwanis Non-Profit Homes Inc. (Report HSC22038) to redevelop and intensify the land at 1540 Upper Wentworth in Hamilton;

WHEREAS, Hamilton East Kiwanis Non-Profit Homes Inc. has been awarded funding from Canada Mortgage and Housing Corporation of approximately \$30M and will require Service Manager consent to encumber the property;

WHEREAS, Hamilton East Kiwanis Non-Profit Homes Inc. may receive additional grants and contributions towards the development that will require Service Manager consent to encumber the property with expedited approvals;

WHEREAS, Council on September 25, 2024, delegated the authority to the General Manager for Service Manager consent for Victoria Park to encumber properties up to 75% of their value; and

WHEREAS, time is of the essence for Hamilton East Kiwanis Non-Profit Homes Inc. to secure the Canada Mortgage and Housing Corporation funding.

THEREFORE, BE IT RESOLVED:

- (a) That the General Manager of Healthy and Safe Communities be delegated the authority to provide Service Manager consent under the *Housing Services Act, 2011* to Hamilton East Kiwanis Non-Profit Homes Inc. to mortgage 1540 Upper Wentworth, as deemed appropriate by the General Manager to the maximum amount of the mortgage which shall not exceed 75% of the value of each property at the date of request; and,
- (b) That the General Manager of Healthy and Safe Communities be authorized to enter and execute any ancillary agreements and documents necessary to give effect to the Service Manager consent for Hamilton East Kiwanis Non-Profit Homes Inc.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch

YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

STATEMENTS BY MEMBERS

Members of Council used this opportunity to discuss matters of general interest.

COUNCIL COMMUNICATION UPDATES

(Danko/Pauls)

That the listing of Council Communication Updates from September 20, 2024 to October 3, 2024, be received.

Result: Motion on the Council Communication Updates from September 20, 2024 to October 3, 2024, CARRIED by a vote of 11 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
NOT PRESENT - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
NOT PRESENT - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Hwang/Beattie)

That the Council meeting recess for 30 minutes until 12:45 p.m.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
NO - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
NOT PRESENT - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang

YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
NOT PRESENT - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

The Council meeting reconvened at 1:15 p.m.

PRIVATE AND CONFIDENTIAL

(Nann/Hwang)

That Andy Potter and Bryson Tan of Deloitte LLP be permitted to attend the Closed Session portion of the Council Meeting respecting the Update on a Cyber Security Incident.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
NOT PRESENT - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Pauls/Hwang)

That Council move into Closed Session at 1:22 p.m. to discuss Item 11.1 respecting an Update on a Cyber Security Incident and Item 12 of the General Issues Committee Report 24-016 respecting Confidential Correspondence from Hamilton Wentworth District School Board (Added Item 14.2) pursuant to Section 9.3, Sub-sections (a) and (c) of the City's Procedural By-law 21-021, as amended; and, Section 239(2), Sub-sections (a) and (c) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to the security of the property of the City or a local board and to a proposed or pending acquisition or disposition of land by the municipality or local board.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
NOT PRESENT - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

The Council meeting reconvened in Open Session at 3:23 p.m.

11.1 Update on a Cyber Security Incident

(Hwang/Cassar)

That the Update on a Cyber Security Incident, be received and remain confidential.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
NOT PRESENT - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

GENERAL ISSUES COMMITTEE REPORT 24-016

12. Confidential Correspondence from Hamilton Wentworth District School Board (Added Item 14.2)**(Nann/Beattie)**

- (a) That the direction provided to staff in closed session respecting the Confidential Correspondence from Hamilton Wentworth District School Board, be approved, **as amended** and remain confidential; and,
- (b) That the Confidential Correspondence from Hamilton Wentworth District School Board, be received and remain confidential.

Result: Motion on Item 12 of the General Issues Committee Report 24-016, As Amended, CARRIED by a vote of 11 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
 YES - Ward 12 Councillor Craig Cassar
 YES - Ward 9 Councillor Brad Clark
 NOT PRESENT - Deputy Mayor - Ward 8 Councillor John-Paul Danko
 YES - Ward 5 Councillor Matt Francis
 YES - Mayor Andrea Horwath
 YES - Ward 4 Councillor Tammy Hwang
 NOT PRESENT - Ward 6 Councillor Tom Jackson
 NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
 YES - Ward 15 Councillor Ted McMeekin
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 7 Councillor Esther Pauls
 NOT PRESENT - Ward 14 Councillor Mike Spadafora
 YES - Ward 11 Councillor Mark Tadeson
 NOT PRESENT - Ward 13 Councillor Alex Wilson
 YES - Ward 1 Councillor Maureen Wilson

BY-LAWS AND CONFIRMING BY-LAW

(Pauls/Cassar)

That Bills No. 24-170 to No. 24-181 be passed, and that the Corporate Seal be affixed thereto, and that the By-laws, be numbered, be signed by the Mayor and the City Clerk to read as follows:

- 170 To Amend By-law No. 16-290, Council Code of Conduct
Ward: City Wide
- 171 To Permanently Close and Sell a Portion of the Unassumed Alleyway Abutting 154 Lottridge Street, Hamilton, namely Part of the Alleyway on Registered Plan 619 in the City of Hamilton, designated as Part 2 on Plan 62R-22169, being part of PIN 17216-0003 (LT)
Ward: 3

- 172 To Permanently Close and Sell a Portion of the Unassumed Alleyway Abutting 798 Barton Street East, Hamilton, designated as Part 1 on Plan 62R-22169, being part of PIN 17216-003 (LT)
Ward: 3
- 173 To Permanently Close and Sell a Portion of the Unassumed Alleyway Abutting 800 Barton Street East, Hamilton, namely Part of the Alleyway on Registered Plan 619 in the City of Hamilton, designated as Part 3 on Plan 62R-22169, being part of PIN 17216-003 (LT)
Ward: 3
- 174 To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street Parking
Schedule 8 (No Parking Zones)
Schedule 12 (Permit Parking Zones)
Schedule 14 (Wheelchair Loading Zones)
Ward: 3, 9, 13
- 175 To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 48 Jenny Court, Stoney Creek
Ward: 10
ZAC-23-004
- 176 To Amend By-law No. 17-225, as amended, Being a By-law to Establish a System of Administrative Penalties
Table 1: By-law No. 01-216 Regulating Municipal Parking Facilities
Table 3: By-law No. 01-218 Regulating On-Street Parking
Ward: City Wide
- 177 Being a By-law to Exempt from Taxation for Municipal and School Board Purposes the Leasehold Interest of Tradeport International Corporation in the Lands Comprising Hamilton International Airport as a Municipal Capital Facility Pursuant and the Provisions of Subsection 110(6) of the Municipal Act, 2001 and Ontario Regulation 603/06
Ward: 12
- 178 To Authorize the Signing of the 2024-2034 Municipal Funding Agreement (MFA) for the Transfer and Administration of the Canada Community-Building Fund (CCBF) between the Association of Municipalities of Ontario (AMO) and the City of Hamilton
Ward: City Wide
- 179 A By-law to Authorize the Use of Optical Scanning Vote Tabulators for the 2025 Ward 4 By-Election to Fill the English Public School Board Trustee Vacancy, and to Repeal By-law 21-147 Revised
Ward: 4
- 180 Being a By-law to Permanently Close a Portion of Road Allowance Abutting 400 McCrae Station Road, Flamborough, established by Townships East Flamborough and Puslinch, in the City of Hamilton, designated as Parts 1 and 2 on Reference Plan 62R-22159, being Part of PIN 17525-0182(LT)
Ward: 15

181 To Confirm the Proceedings of City Council

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
NOT PRESENT - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Beattie/Clark)

That, there being no further business, City Council be adjourned at 3:30 p.m.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
NOT PRESENT - Deputy Mayor - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NOT PRESENT - Ward 6 Councillor Tom Jackson
NOT PRESENT - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Respectfully submitted,

Mayor Andrea Horwath

Matthew Trennum
City Clerk
Office of the City Clerk



The Corporation of the Town of Cobourg

Resolution

Honourable Doug Ford, Premier of Ontario
Premier of Ontario
Legislative Building
Queen's Park
Toronto, ON M7A 1A1

Town of Cobourg
55 King Street West,
Cobourg, ON, K9A 2M2
clerk@cobourg.ca

Delivered via email

Doug.fordco@pc.ola.org
premier@ontario.ca

October 4, 2024

RE: Motion from Mayor Lucas Cleveland regarding Support of Involuntary Care for
Individuals with Severe Mental Health and Addictions Issues

Please be advised that the Town of Cobourg Council, at its meeting held on September 25, 2024, passed the following resolution:

WHEREAS the Province of British Columbia has announced the creation of highly secure facilities to provide involuntary care for individuals with severe mental health and addictions issues under the Mental Health Act, including dedicated mental health units in correctional centres and regional secure care facilities; and

WHEREAS the Town of Cobourg, along with municipalities across Ontario, are facing growing challenges in addressing the complex needs of individuals with severe mental health and addictions issues, which place a significant strain on local emergency services, healthcare systems, community resources, and public safety; and

WHEREAS individuals experiencing severe mental health and addictions issues often cannot voluntarily seek the care they need, and involuntary care, provided with compassion and appropriate safeguards, can ensure they receive the necessary treatment to help stabilize their condition and improve community safety.

NOW THEREFORE BE IT RESOLVED THAT the Town of Cobourg supports the BC government's approach to providing secure, involuntary care for individuals with severe mental health and addictions challenges, as a compassionate and necessary intervention for those unable to seek help on their own; and

FURTHER THAT the Town of Cobourg urges the Province of Ontario to implement similar measures to ensure that individuals with severe mental health and addictions issues in Ontario have access to secure, involuntary care when necessary; and



The Corporation of the Town of Cobourg

Resolution

FURTHER THAT this motion be forwarded to the Association of Municipalities of Ontario (AMO), the Federation of Canadian Municipalities (FCM), The Premier, Honourable David Piccini, MPP, all other Members of Provincial Parliament and all Ontario municipalities to seek their endorsement and support.

Sincerely,

A handwritten signature in black ink that reads "Kristina Lepik".

Kristina Lepik
Deputy Clerk/Manager, Legislative Services

cc. Association of Municipalities of Ontario (AMO);
the Federation of Canadian Municipalities (FCM);
Honourable, David Piccini, Minister of Labour, Immigration, Training and Skills
Development and Northumberland – Peterborough South MPP;,
All other Members of Provincial Parliament; and
All Ontario Municipalities

September 20, 2024

BY E-MAIL

Hon. Andrea Khanjin, Minister of the Environment, Conservation and Parks
5th Floor
777 Bay St.
Toronto, ON M7A 2J3

Dear Minister Khanjin:

Ontario Deposit Return Program

I hope this letter finds you well. I am writing to formally address the recent discussions surrounding the Ontario Deposit Return Program, particularly regarding our community residents asking us about the recycling of nonalcoholic beverage plastics.

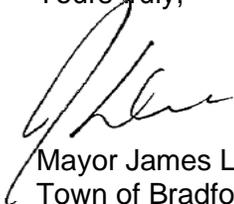
Whereas the Ontario Deposit Return Program has successfully incentivized the recycling of alcoholic beverage containers, resulting in the removal of over 204,000 tonnes of greenhouse gas emissions, we recognize the potential for similar success with nonalcoholic beverages.

The Ministry of the Environment, Conservation and Parks highlighted in their June 2023 letter that they are considering the adoption of a deposit-and-return system for nonalcoholic beverages. This initiative presents a unique opportunity to further promote recycling, reduce litter, and encourage sustainable practices among consumers.

Therefore, I am proud to announce that our Council endorses the expansion of the Ontario Deposit Return Program to include nonalcoholic beverage containers. We believe that this expansion will not only enhance environmental stewardship but also foster a culture of sustainability within our community.

We encourage all stakeholders to support this initiative and work collaboratively towards its implementation. Together, we can make a significant impact on our environment and set a positive example for future generations.

Yours truly,



Mayor James Leduc
Town of Bradford West Gwillimbury

CC:

Hon. Peter Bethlenfalvy, Minister of Finance
Hon. Caroline Mulroney, Member of Provincial Parliament for York-Simcoe
MPP Sandy Shaw, Opposition Environment, Conservation and Parks Critic
Ontario's Municipal Councils and Conservation Authorities

Pilon, Janet

Subject: Proclamation/Special Message Request

From: Baris Atakan Kafadar
Sent: Friday, September 27, 2024 4:56 AM
To: Office of the Mayor <Officeofthe.Mayor@hamilton.ca>
Subject: Proclamation/Special Message Request

Dear Mayor Horwath,

We hope this finds you well.

We are approaching October 29th, the Republic Day of Turkiye. We as the Federation of Canadian Turkish Associations (FCTA), the official representative of the organized Canadian-Turkish Community, would like to request a proclamation or special message of recognition of Turkish Republic Day.

This proclamation/special message will not only recognize Turkish Republic Day but will celebrate the city of Hamilton's diversity and cultural mosaic. It is our goal to encourage, establish and promote relations between the Turkish community with both Canadians and other ethnic communities in Canada and thus, wish to use this opportunity to also recognize the importance of the Turkish-Canadian community in Hamilton. Please find enclosed a draft of the proclamation. We wish to kindly ask on how to proceed with this request at your earliest convenience.

Thank you for your time

Barış Atakan Kafadar
Director / Board Member
The Federation of Canadian Turkish Associations
<http://www.turkishfederation.ca/>

Pilon, Janet

Subject: Review and Comment – HCA East Mountain Conservation Area Master & Management Plans

From: Miranda Vander Vliet <mvandervliet@conservationhamilton.ca>

Sent: Thursday, October 17, 2024 2:58 PM

Cc: Madolyn Armstrong <marmstro@conservationhamilton.ca>

Subject: Review and Comment – HCA East Mountain Conservation Area Master & Management Plans

Good afternoon,

The HCA is working on four new 10-Year Master and Management Plans. Draft versions are now available for your review and comment. Your input is valued and will help us finalize these plans. Draft plans to be reviewed are:

- Eramosa Karst Conservation Area Master Plan
- Mount Albion Conservation Area Master Plan
- Chippawa Rail Trail Management Plan
- Felker's Falls Conservation Area Management Plan

Please follow this link [HCA Master & Management Plans - EMCA Drafts for Review](#) to view and download digital copies of the draft plans.

Emailed comments are to be submitted before **Friday December 6th, 2024** to capssadm@conservationhamilton.ca

For further assistance please contact Miranda Vander Vliet – Administrative Assistant, Hamilton Conservation Authority at (905) 525-2181 ext. 114

Thank you,

Miranda Vander Vliet

Administrative Assistant

Hamilton Conservation Authority

838 Mineral Springs Road, P.O. Box 81067

Ancaster, ON L9G 4X1

Phone: 905-525-2181 Ext. 141

Email: miranda.vandervliet@conservationhamilton.ca



A Healthy Watershed for Everyone

The contents of this e-mail and any attachments are intended for the named recipient(s). This e-mail may contain information that is privileged and confidential. If you have received this message in error or are not the named recipient(s), please notify

5.5

Ministry of
Transportation

Office of the Minister

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

Ministère des
Transports

Bureau du ministre

777, rue Bay, 5^e étage
Toronto ON M7A 1Z8
416 327-9200
www.ontario.ca/transports



October 10, 2024

107-2024-1288

Andrea Horwath
Mayor of Hamilton
Hamilton City Hall
2nd floor - 71 Main Street West
Hamilton, Ontario L8P 4Y5
mayor@hamilton.ca

Dear Mayor Horwath,

Thank you for your continued support of building transit and the Hamilton Light Rail Transit (LRT) Project.

The Ministry of Transportation (MTO), Metrolinx and the City of Hamilton continue to work together to move the project forward. MTO and Metrolinx remain committed to working with the City and community stakeholders to determine how best to support the goals of affordable housing and community benefits as part of transit project delivery.

To reach our goal of building at least 1.5 million homes by 2031, Ontario is taking action to cut red tape and support municipalities to build the homes Ontarians need faster, improve quality of life, and create stronger communities for everyone – from students to families to people in need.

We are streamlining approvals and cutting costs, prioritizing infrastructure for housing projects that are ready to go, enhancing consultation tools while providing certainty once a decision is made, and building homes faster for more people. This includes much needed affordable and rental housing that is within a short distance of transit stations.

As MTO is working with Metrolinx to coordinate approaches and strategies for the implementation of the LRT, MTO is also working with Housing, Infrastructure and Communities Canada on their project funding commitment and to support goals for community benefits and affordable housing.

I have also taken the liberty of copying my colleague, the Honourable Paul Calandra, Minister of Municipal Affairs and Housing, so that he is aware of the request to establish an Affordable Housing Working Group. We would also be interested in hearing more from the City of Hamilton about its analysis on potential properties that could be used for affordable housing and its ideas for how to use this strategy to achieve affordable housing outcomes.

We look forward to maximizing the transformative impact of the Hamilton LRT project through our continued partnership.

Sincerely,

A handwritten signature in black ink, appearing to read 'Prabmeet Singh Sarkaria', with a long horizontal flourish extending to the right.

Prabmeet Singh Sarkaria
Minister of Transportation

- Cc. The Honourable Sean Fraser, Minister of Housing, Infrastructure and Communities
The Honourable Dominic LeBlanc, Minister of Public Safety, Democratic Institutions and Intergovernmental Affairs
The Honourable Filomena Tassi, Minister Responsible for the Federal Economic Development Agency for Southern Ontario
The Honourable Paul Calandra, Minister of Municipal Affairs and Housing
Marnie Cluckie, City Manager, City of Hamilton
Steve Robichaud, Acting General Manager, Planning & Economic Development Department, City of Hamilton
Abdul Shaikh, Director, Hamilton LRT Project Office, City of Hamilton
Megan Skinner, Chief of Staff to Minister Sarkaria
Savannah DeWolfe, Chief of Staff to Minister Fraser



October 11, 2024

Minister of Transportation
Hon. Prabmeet Singh Sarkaria
Email: minister.mto@ontario.ca

MPP Oxford
Ernie Hardeman
Email: Ernie.Hardeman@pc.ola.org

SCOR EDC
Email: do@scorregion.com

Re: Continued Funding Support - Southwest Community Transit

Please be advised that the Town of Tillsonburg Council, at its meeting held on October 7, 2024 considered the aforementioned topic and subsequent to discussion, the following was resolved:

Resolution # 2024-474**Moved By:** Councillor Luciani**Seconded By:** Councillor Spencer

Whereas the County of Brant, Middlesex County, Municipality of Strathroy Caradoc, Norfolk County, Municipality of East Zorra Tavistock, Grey County, Perth County, City of Stratford, Municipality of Lambton Shores, and Wellington County have successfully utilized government funding to create and sustain local community transit through Southwest Community Transit; and

Whereas 85,000 riders have utilized the Southwest Community Transit services in the first half of 2024 alone, demonstrating significant community reliance on these services; and

Whereas the economic impact of this transit system is estimated to be \$748,800,000 annually, largely due to its role in providing transportation to employment opportunities; and

Whereas the current funding for this critical small urban and rural



inter-community transit service is set to expire in March 2025, putting the sustainability of the service at risk:

Therefore be it resolved that the Town of Tillsonburg council urges the provincial government to continue funding Southwest Community Transit beyond March 2025 to ensure the ongoing viability of this essential service for small urban and rural Ontario

Be it further resolved that this resolution be circulated to the County of Brant, Elgin County, Middlesex County, Norfolk County, Oxford County, Municipality of Strathroy Caradoc, Municipality of East Zorra Tavistock, Perth County, City of Stratford, Municipality of Lambton Shores, Wellington County, Bruce County, Municipality of Bayham, Municipality of Thames Centre and other relevant stakeholders for their support and advocacy.

Carried

As per the above resolution, please accept a copy of this correspondence for your information and consideration.

Sincerely,

Laura Pickersgill
Executive Assistant
Town of Tillsonburg

Cc: All Ontario municipalities



October 9, 2024

Via Email – mayor@hamilton.ca

Office of the Mayor
71 Main Street West, 2nd Floor
Hamilton ON L8P 4Y5

Dear Mayor Horwath and Office of Indigenous Relations:

Thank you for meeting with UFCW Canada on September 11, 2024.

Given the importance of the National Day for Truth and Reconciliation to Canadians, including your constituents, we are deeply passionate about advancing this change. We are excited to work together in the next steps for this monumental opportunity in making the National Day for Truth and Reconciliation a real opportunity for reconciliation and healing.

Given that the Town of Caledon, City of Brampton, Town of Burlington, City of Mississauga, Town of Oakville and the Region of Peel all recognize the National Day for Truth and Reconciliation as a public holiday it is imperative that the City of Hamilton enhances its commitment in this regard.

Thank you for your communication with Emmanuelle regarding The City of Hamilton moving to make the National Day for Truth and Reconciliation a municipal holiday.

We understand the City of Hamilton will be doing a comprehensive overview of Indigenous relations in Hamilton and will share further developments this month.

Again, we are happy to support the city in making this monumental step in reconciliation a reality. Do accept this correspondence as a letter of support for the establishment of the National Day for Truth and Reconciliation as a statutory day within the City of Hamilton.

Should you have any further questions regarding our Indigenous advocacy work please contact, UFCW Canada Human Rights, Equity and Diversity Coordinator, Emmanuelle Lopez at emmanuelle.lopez@ufcw.ca.

Sincerely,

Shawn Haggerty
National President

SH:GM/tc/eh
IAM Local 1922

CC: Mark Hennessy, Georgette Morris, Emmanuelle Lopez

UFCW Canada TUAC Canada
National President Shawn Haggerty *Président national*
www.ufcw.ca www.tuac.ca

National Office *Bureau national*
300-61 International Blvd Toronto ON M9W 6K4
416.675.1104



PUBLIC WORKS COMMITTEE REPORT 24-014

1:30 p.m.
Tuesday, October 15, 2024
Council Chambers (Hybrid)
Hamilton City Hall
71 Main Street West

Present: Councillors M. Spadafora (Chair), A. Wilson (Vice-Chair) (virtually), J. Beattie, C. Cassar, J.P. Danko, M. Francis, T. Hwang, C. Kroetsch, T. McMeekin, N. Nann, E. Pauls (virtually), M. Tadeson and M. Wilson

**Absent with
Regrets:** Councillor T. Jackson - Personal

THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 24-0014 AND RESPECTFULLY RECOMMENDS:

1. **Hamilton Street Railway (HSR) Fare Policies (PW23024(b)) (City Wide) (Item 8.1)**

That Report PW23024(b), respecting Hamilton Street Railway (HSR) Fare Policies, be received.
2. **In-Service Road Safety Review of James Street North at York Boulevard/Wilson Street Intersection (PW24062) (Ward 2) (Item 9.1)**

That Report PW24062, respecting In-Service Road Safety Review of James Street North at York Boulevard/Wilson Street Intersection, be received.
3. **Blue Box Service Agreement with Circular Materials Ontario for Community Recycling Centres (PW24066) (City Wide) (Item 9.2)**

That Report PW24066, respecting Blue Box Service Agreement with Circular Materials Ontario for Community Recycling Centres, be received.

4. Accessible Transportation Services Policy Review (PW24067) (City Wide) (Outstanding Business List Item) (Item 9.3)

That Report PW24067, respecting Accessible Transportation Services Policy Review, be received.

5. Proposed Permanent Closure and Sale of a Portion of Assumed Alleyway Abutting 830 Barton Street East, Hamilton (PW24063) (Ward 3) (Item 10.1)

(a) That the application of the owner of 830 Barton Street East, Hamilton, to permanently close and purchase a portion of the assumed alleyway abutting the south side of 830 Barton Street East, Hamilton ("Subject Lands"), as shown on Appendix "A", attached to Public Works Committee Report 24-014, be approved, subject to the following conditions:

- (i) That the applicant makes an application to the Ontario Superior Court of Justice, under Section 88 of the Registry Act, for an order to permanently close the Subject Lands, if required by the City, subject to:
 - (1) The General Manager, Public Works, or designate, signing the appropriate documentation to obtain any required court order; and
 - (2) The documentation regarding any required application to the Ontario Superior Court of Justice being prepared by the applicant, to the satisfaction of the City Solicitor;
- (ii) That the applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor, to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section;
- (iii) That, subject to any required application to the Ontario Superior Court of Justice to permanently close the Subject Lands being approved:
 - (1) The City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the alleyway, for enactment by Council;

- (2) That the City Solicitor be authorized to amend and waive such terms as they consider reasonable to give effect to this authorization and direction;
- (iv) The Corporate Real Estate Office of the Planning and Economic Development Department be authorized and directed to enter into any requisite easement agreements, right of way agreements, and/or other agreements deemed necessary to affect the orderly disposition of the Subject Lands and to proceed to sell the Subject Lands to the owners of 830 Barton Street East, Hamilton, as described in Report PW24063, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
- (v) The City Solicitor be authorized to complete the transfer of the Subject Lands to the owners of 830 Barton Street East, Hamilton, pursuant to an Agreement of Purchase and Sale or Offer to Purchase as negotiated by the Corporate Real Estate Office of the Planning and Economic Development Department;
- (vi) The City Solicitor be authorized and directed to register a certified copy of the by-laws permanently closing and selling the alleyway in the proper Land Registry Office; and
- (vii) The Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed alleyway pursuant to City of Hamilton Sale of Land Policy By-law 14-204.

6. Funding for Tree Planting on Lawfield Elementary School, 45 Berko Avenue, Hamilton (Ward 7) (Item 12.1)

WHEREAS, the City of Hamilton has declared a climate emergency;

WHEREAS, the Opportunities to Partner with Educational Institutions to Plant Trees (PW23066) (City Wide) Report directs staff to pursue and present opportunities to Ward Councillors with representatives from educational institutions in the City of Hamilton to plan tree planting projects on lands which are readily accessed by the public and owned by these Organizations;

WHEREAS, through increased tree planting initiatives on public property, the City continues to work towards meeting targets for the 40% urban tree canopy coverage, as set in the Council approved Urban Forestry Strategy;

WHEREAS, increasing the urban tree canopy by planting trees on private property has many environmental benefits for the residents of Ward 7 and the wider City;

WHEREAS, tree planting on Hamilton-Wentworth District School Board properties is not currently funded under existing City funded tree planting programs; and

WHEREAS, Lawfield Elementary School, 45 Berko Avenue, Hamilton, has shown interest in having trees planted on their property.

THEREFORE, BE IT RESOLVED:

- (a) That the supply and installation of 11 large caliper (50mm to 70mm) trees on Lawfield Elementary School, 45 Berko Avenue, Hamilton, to be funded from the Ward 7 Capital Discretionary Account (#3302109700) at an upset limit, including contingency, not to exceed \$3,000, be approved; and
- (b) That the General Manager, Public Works or designate be authorized and directed to approve and execute any and all required agreements and ancillary documents, in a form satisfactory to the City Solicitor.

7. Funding for Tree Planting on St. John Henry Newman Catholic Secondary School, 127 Gray Road, Stoney Creek (Ward 5) (Item 12.2)

WHEREAS, the City of Hamilton has declared a climate emergency;

WHEREAS, the Opportunities to Partner with Educational Institutions to Plant Trees (PW23066) (City Wide) Report directs staff to pursue and present opportunities to Ward Councillors with representatives from educational institutions in the City of Hamilton to plan tree planting projects on lands which are readily accessed by the public and owned by these Organizations;

WHEREAS, through increased tree planting initiatives on public property, the City continues to work towards meeting targets for the 40% urban tree canopy coverage, as set in the Council approved Urban Forestry Strategy;

WHEREAS, increasing the urban tree canopy by planting trees on private property has many environmental benefits for the residents of Ward 5 and the wider City;

WHEREAS, tree planting on Hamilton-Wentworth Catholic District School Board properties is not currently funded under existing City funded tree planting programs; and

WHEREAS, St. John Henry Newman Catholic Secondary School, 127 Gray Road, Stoney Creek has shown interest in having trees planted on their property.

THEREFORE, BE IT RESOLVED:

- (a) That the supply and installation of 7 large caliper (50mm to 70mm) trees on St. John Henry Newman Catholic Secondary School property at 127 Gray Road, Stoney Creek, to be funded from the Ward 5 Capital Discretionary Account (#3302109500) at an upset limit, including contingency, not to exceed \$3,000, be approved; and
- (b) That the General Manager, Public Works or designate be authorized and directed to approve and execute any and all required agreements and ancillary documents, in a form satisfactory to the City Solicitor.

8. MacNab Street South Lighting Decorative Enhancements (Ward 2) (Item 12.3)

WHEREAS, members of the community raised safety concerns due to inadequate street lighting conditions on MacNab Street South between Bold Street to Hurst Place;

WHEREAS, adequate street lighting enhances public safety and security which promotes the use of public spaces;

WHEREAS, the Transportation Division conducted an assessment of existing lighting levels and determined them to be lower than required, particularly on sidewalks;

WHEREAS, a motion was approved by Council in October of 2023 that directed the Transportation Division to upgrade the existing lighting on MacNab Street South between Bold Street and Hurst Place to be funded from the Ward 2 Capital Re-investment Reserve Account (#108052) at an upset limit, including contingency, not to exceed \$40,000;

WHEREAS, \$10,000 was added to this project during the 2024 Budget bringing the current total to \$50,000; and

WHEREAS, the initial budget cost estimate did not contemplate decorative street lighting on both sides of MacNab Street South, which is the preference of the Ward Councillor to maintain the heritage district aesthetics, and that the approved funding amount of \$50,000 is not sufficient.

THEREFORE, BE IT RESOLVED:

- (a) That the costs associated with Capital Project ID#4242309207 for Street Lighting Upgrade on MacNab Street South (between Bold Street and Hurst Place) to permit the installation of decorative street lighting on both sides of the road be funded from the Ward 2 Capital Re-Investment Reserve #108052 at an upset limit, including contingency, not to exceed \$35,000 thereby allocating a total project budget of \$85,000.

9. Lifecycle Investment in Stoney Creek Optimist Clubhouse and Tennis Clubhouse Washrooms (Ward 5) (Item 12.4)

WHEREAS, the City of Hamilton owned recreation facilities in Ward 5 are maintained by the City of Hamilton's Corporate Facilities & Energy Management Division, Public Works, and operated by the Recreation Division;

WHEREAS, the Stoney Creek Optimist Clubhouse and the Stoney Creek Tennis Clubhouse, 880 Queenston Road washrooms have been identified as requiring lifecycle repair and upgrades through the building condition assessment process;

WHEREAS, the 2022-2023 Council Priorities, Safe and Thriving Neighbourhoods, Outcome 3 was developed to reflect Hamilton's most pressing needs and biggest opportunities and, increased access to recreational facilities and services is a measure of success in achieving the outcome of providing vibrant parks, recreation and public spaces;

WHEREAS, the Recreation Master Plan (2022) guiding principles are the foundation for recommendations to inform future decisions related to its implementation and, high-quality facilities and services are identified as one of the five guiding principles;

WHEREAS, park washrooms were identified as the highest priority for investment through the community survey conducted as part of the Recreation Master Plan;

WHEREAS, the Stoney Creek Optimist Clubhouse and the Stoney Creek Tennis Clubhouse washrooms are well used by sport program users and accessible to casual park visitors, and the enhancement of the washrooms will support more users to the space and create a more welcoming and inclusive environment for the community; and

WHEREAS, Corporate Facilities & Energy Management Division staff will engage a General Contractor to complete lifecycle renewal improvements to the washroom facilities that takes into consideration improved barrier free elements to progress the standardization of users experiences for City owned washroom facilities, and in the interim, staff have provided a preliminary high-level estimate of costs.

THEREFORE, BE IT RESOLVED:

- (a) That Corporate Facilities & Energy Management Division staff be authorized and directed to retain a General Contractor to undertake construction to complete lifecycle renewal improvements to the washroom facilities at the Stoney Creek Optimist Clubhouse and the Stoney Creek Tennis Clubhouse, 880 Queenston Road, to improve the environment for users of the washroom facilities;
- (b) That a new capital project be created for the life cycle renewal of the washroom for the Stoney Creek Optimist Clubhouse and the Stoney Creek Tennis Clubhouse, including any testing, design, and acquiring of permits to be funded from the Stoney Creek Compensation Royalties Reserve #117036 at an upset limit, including contingency, not to exceed \$300,000; and
- (c) That the General Manager, Public Works Department 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.

10. Remembrance Day Crosswalk Design for the Stoney Creek Saltfleet Memorial (Ward 10) (Item 12.5)

WHEREAS, Remembrance Day, marks the end of hostilities during the First World War, which ended on the 11th hour of the 11th day of the 11th month in 1918;

WHEREAS, the Stoney Creek Saltfleet Memorial located at the south-west corner of King Street and Queenston Road (Highway 8) was constructed in 1922, in memory of the men of Saltfleet Township, who gave their lives in the First World War and is one of the many locations throughout the City that is used to observe Remembrance Day every November 11th;

WHEREAS, on November 13, 2023 Public Works Committee approved a motion directing the Transportation Division to investigate and prepare a Remembrance Day themed decorative crosswalk on King Street closest to the Stoney Creek Saltfleet Memorial in the name of honoring those who served and continue to serve in the nation's defense;

WHEREAS, on September 25, 2024 the Remembrance Day themed decorative crosswalk was presented to the Hamilton Veterans Committee who provided their unanimous support; and

WHEREAS, the previous direction to the Transportation Division was to work with the Ward 10 and 5 offices to enable the installation of a Remembrance Day themed decorative crosswalk on King Street near the Stoney Creek Saltfleet Memorial before November 11, 2024.

THEREFORE, BE IT RESOLVED:

- (a) That the Transportation Division install a Remembrance Day themed decorative crosswalk, as approved by the Hamilton Veterans Committee on King Street near the Stoney Creek Saltfleet Memorial prior to Remembrance Day 2024;
- (b) That the installation of the Remembrance Day themed decorative crosswalk be funded from the GFL Stoney Creek Compensation Royalties Reserve #117036 to an upset limit of \$3,500 including contingency; and
- (c) That the General Manager of Public Works 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.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

5. COMMUNICATIONS

- 5.1 Correspondence from Susie Braithwaite, International Village BIA, respecting Item 11.1 - Service Level Change for Hanging Basket Program (PW24064) (City Wide)

Recommendation: Be received and referred to the consideration of Item 11.1

6. DELEGATION REQUESTS

6.2 Delegation Requests respecting item 8.1 - Hamilton Street Railway (HSR) Fare Policies (PW23024(b)) (City Wide), for today's meeting, from the following individuals:

- (a) James Kemp (Virtually)
- (b) Brad Evoy, Disability Justice Network of Ontario (Virtually)
- (c) Tim Nolan, Accessibility Hamilton Alliance (In person)

7. DELEGATIONS

7.1 Jennifer Valeri, respecting adding the pride bench design to the commemorative benches that can be purchased in memoriam (Virtually) (Approved September 30, 2024) - WITHDRAWN

8. STAFF PRESENTATIONS

8.1 Hamilton Street Railway (HSR) Fare Policies (PW23024(b)) (City Wide) - REVISED (Presentation attached)

The Agenda for the October 15, 2024, Public Works Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) September 30, 2024 (Item 4.1)

The Minutes of the September 30, 2024, meeting of the Public Works Committee were approved, as presented.

(d) COMMUNICATIONS (Item 5)

- (i) Correspondence from Susie Braithwaite, International Village BIA, respecting Item 11.1 - Service Level Change for Hanging Basket Program (PW24064) (City Wide) (Added Item 5.1)**

The correspondence from Susie Braithwaite, International Village BIA, respecting Item 11.1 - Service Level Change for Hanging Basket Program (PW24064) (City Wide) (Added Item 5.1), was received and referred to the consideration of Item 11.1 - Service Level Change for Hanging Basket Program (PW24064).

(e) DELEGATION REQUESTS (Item 6)

- (i) The following Delegation Requests, were approved:**

- (1) Joshua Rose, Rukebar's Action for Community, respecting lack of working water fountains in the City (In person) (For a future meeting) (Item 6.1)
- (2) Delegation Requests respecting item 8.1 - Hamilton Street Railway (HSR) Fare Policies (PW23024(b)) (City Wide), for today's meeting, from the following individuals (Added Item 6.2):
 - (a) James Kemp (Virtually) (Added Item 6.2(a))
 - (b) Brad Evoy, Disability Justice Network of Ontario (Virtually) (Added Item 6.2(b))
 - (c) Tim Nolan, Accessibility Hamilton Alliance (In person) (Added Item 6.2(c))

(f) DELEGATIONS (Item 7)

- (i) Delegations respecting Item 8.1 - Hamilton Street Railway (HSR) Fare Policies (PW23024(b)) (City Wide) (Added Item 7.1)**

The following delegates addressed Committee respecting Item 8.1 - Hamilton Street Railway (HSR) Fare Policies (PW23024(b)) (City Wide):

- (a) James Kemp (Virtually) (Added Item 7.1(a))
- (b) Brad Evoy, Disability Justice Network of Ontario (Virtually) (Added Item 7.1(b))
- (c) Tim Nolan, Accessibility Hamilton Alliance (In person) (Added Item 7.1(c))

The following delegations respecting Item 8.1 - Hamilton Street Railway (HSR) Fare Policies (PW23024(b)) (City Wide), were received:

- (a) James Kemp (Virtually) (Added Item 7.1(a))
- (b) Brad Evoy, Disability Justice Network of Ontario (Virtually) (Added Item 7.1(b))
- (c) Tim Nolan, Accessibility Hamilton Alliance (In person) (Added Item 7.1(c))

(g) STAFF PRESENTATIONS (Item 8)

(i) Hamilton Street Railway (HSR) Fare Policies (PW23024(b)) (City Wide) (Item 8.1)

Nancy Purser, Manager - Transit Support Services, addressed Committee respecting Report PW23024(b), Hamilton Street Railway (HSR) Fare Policies, with the aid of a PowerPoint presentation.

The presentation from Nancy Purser, Manager - Transit Support Services, respecting Report PW23024(b), Hamilton Street Railway (HSR) Fare Policies, was received.

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

(h) PUBLIC HEARINGS (Item 10)

(i) Proposed Permanent Closure and Sale of a Portion of Assumed Alleyway Abutting 830 Barton Street East, Hamilton (PW24063) (Ward 3) (Item 10.1)

Councillor Spadafora advised that the notice of the Proposed Permanent Closure and Sale of a Portion of Assumed Alleyway Abutting 830 Barton Street East, Hamilton, was provided as required under the City's By-law No. 14-204 – the Sale of Land Policy By-law.

The Committee Clerk advised that there were no registered speakers.

The Chair asked three times if there were any members of the public in attendance who wished to come forward to speak to the matter. No individuals came forward.

- (1)** The public meeting closed.

For further disposition of this matter, refer to Item 5.

(i) DISCUSSION ITEMS (Item 11)

(i) Service Level Change for Hanging Basket Program (PW24064) (City Wide) (Item 11.1)

The following Motion was DEFEATED:

- (a) That the City of Hamilton's Hanging Basket Program, identified in Report PW24064, be paused for the entirety of the 2025 season;
- (b) That the City of Hamilton's Horticultural Section complete a full review of the Hanging Basket Program, identified in Report PW24064, to address safety concerns, identify resource efficiencies, and increase alignment with the City of Hamilton Biodiversity Action Plan and Climate Action Strategy;
- (c) That the staff review include the review of relevant existing Business Improvement Area (BIA) agreements to standardize services and costs;
- (d) That the Hanging Basket Program budget for contracted services, allocated to the Environmental Services Division - Forestry and Horticulture Section operating budget, Dept ID 446021 - 55916 - Enhanced Streetscaping, \$145,400, be identified as a one-time cost-savings for the 2025 Budget; and
- (e) That staff report back with a summary of recommendations (b) and (c) in Report PW24064 and provide recommendations for the future administration of the City of Hamilton's Hanging Basket Program identified in Report PW24064.

(j) GENERAL INFORMATION / OTHER BUSINESS (Item 14)

(i) Amendments to the Outstanding Business List (Item 14.1)

The following amendments to the Public Works Committee's Outstanding Business List, were approved.

- (1) Items Considered Complete and Needing to be Removed (Item 14.1(a)):
 - (i) York Boulevard/Wilson Street and James Street North Safety Review and Signalized Intersection Safety Enhancements (Ward 2, City-Wide) (Item 14.1(a)(a))
Added: October 2, 2023
Addressed as Item 9.1 on today's agenda
 - (ii) Accessible Transportation Services Policy Review (Item 14.1(a)(b))
Added: February 3, 2021
Addressed as Item 9.3 on today's agenda

(k) ADJOURNMENT (Item 16)

There being no further business, the Public Works Committee meeting adjourned at 3:57 p.m.

Respectfully submitted,

Councillor M. Spadafora, Chair,
Public Works Committee

Carrie McIntosh
Legislative Coordinator
Office of the City Clerk



AERIAL DRAWING

PROPOSED CLOSURE OF
 ASSUMED ALLEY ABUTTING

**830 Barton Street East,
 Hamilton**

CITY OF HAMILTON
 PUBLIC WORKS DEPARTMENT

LEGEND



SUBJECT LANDS

DATE: 04/25/2024

Not to Scale

Sketch By: LLF

REFERENCE FILE NO: PW24__



GENERAL ISSUES COMMITTEE REPORT 24-017

9:30 a.m.

October 16, 2024

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

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

Absent: Councillors J.P. Danko, and T. Jackson - Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 24-017 AND RESPECTFULLY RECOMMENDS:

1. **Hamilton's Climate Action Strategy 2024 Annual Update (PED24166) (City Wide) (Outstanding Business List Item) (Item 8.1)**
 - (a) That Appendix "A" to Report PED24166 "Hamilton's Climate Action Strategy Annual Climate Change Update 2024" be received.
 - (b) That Appendix "B" to Report PED24166 "Status Update Regarding Climate Actions in Hamilton's Climate Action Strategy" be received.
 - (c) That the proposal to shift the Annual Update on Hamilton's Climate Action Strategy to June of each year, starting in 2025, be approved; and,
 - (d) That the Office of Climate Change Initiatives, in partnership with Corporate Facilities and Energy Management, be directed to explore an accelerated timeline for realizing the net zero goal of Hamilton's Climate Action Strategy, building on Council priorities already in place to accelerate corporate greenhouse gas emission reduction timelines, and report back to the General Issues Committee in June 2025.

2. **2023 Annual Energy Report (PW21049(c) / FCS24050) (City Wide) (Item 9.1)**

That Report PW21049(c) / FCS24050, respecting 2023 Annual Energy Report, be received.

Council – October 23, 2024

3. Next Generation 9-1-1 Service Delivery - Authority Agreements (FCS20082(f) / HSC20045(f)) (City Wide) (Item 9.2)

That the General Manager, Finance and Corporate Services, the Fire Chief, the Chief Information Officer or designates thereof be authorized to negotiate, enter into and execute on behalf of the City of Hamilton, contracts, renewals, extensions, amendments, any ancillary documents, and any new agreement(s) presently or subsequently required to establish and maintain Next Generation 9-1-1 services for the City of Hamilton, in a form satisfactory to the City Solicitor.

4. Business Improvement Area Sub-Committee Report 24-007 - October 8, 2024 (Item 9.3)

(1) Concession Street Business Improvement Area Expenditure Requests (Item 11.1)

That the expenditure request from the Concession Street Business Improvement Area, in the amount of \$14,271.77 be spent on two new benches on Concession Street; tear drop banners; planters and plants maintenance; monthly sidewalk clean up; and proper storage units for all Concession Street Business Improvement Area special events equipment and peripherals, to be funded from the 2024 Parking Revenue Sharing Program (Parking Revenue Account 815010-52505), be approved.

(2) Downtown Hamilton Business Improvement Area Expenditure Requests (Item 11.2)

That the expenditure request from the Downtown Hamilton Business Improvement Area, in the amount of \$4,969.27 be spent on the purchase of new holiday decor and maintenance of existing holiday decorations, to be funded from the 2024 Contribution to Operating Budget Program for the Business Improvement Areas (BIA Payments Account 815010-56905), be approved.

(3) Ancaster Business Improvement Area Expenditure Requests (Item 11.3)

(a) That the expenditure request from the Ancaster Business Improvement Area, in the amount of \$5,572.98 be spent on beautification initiatives and holiday décor to be funded from the 2024 Contribution to Operating Budget Program for the Business Improvement Areas (BIA Payments Account 815010-56905), be approved; and

- (b) That the expenditure request from the Ancaster Business Improvement Area, in the amount of \$5,283.45 be spent on beautification initiatives and holiday décor to be funded from the 2023 Parking Revenue Sharing Program (Parking Revenue Account 815010-52505), be approved.

(4) Barton Village Business Improvement Area Expenditure Requests (Item 11.4)

- (a) That the expenditure request from the Barton Village Business Improvement Area, in the amount of \$7,522.39 be spent on special events to be funded from the 2024 Contribution to Operating Budget Program for the Business Improvement Areas (BIA Payments Account 815010-56905), be approved; and
- (b) That the expenditure request from the Barton Village Business Improvement Area, in the amount of \$10,192.27 be spent on holiday decor and maintenance to be funded from the 2024 Parking Revenue Sharing Program (Parking Revenue Account 815010-52505), be approved.

5. Public Access to Hamilton Piers (PW24061) (Ward 5) (Outstanding Business List Item) (Item 10.1)

- (a) That the General Manager, Public Works or designate be authorized to enter into a public use license agreement, including any ancillary agreements or amendments, with the land stewards acting on behalf of the Crown, to permit public access to the Lake Ontario side of the Hamilton portion of the Federally owned piers (“the Hamilton Piers”), consistent with the parameters outlined in Report PW24061;
- (b) That staff be authorized to spend \$50,000 to implement minor improvements to the walking surface to access the Lake Ontario side of the Hamilton Piers, as well as the surface of the Hamilton Piers itself as may be needed to improve public access, to be funded from the Unallocated Capital Levy Reserve 108020;
- (c) That staff be authorized to spend \$350,000 to install railings on both sides of the Lake Ontario side of the Hamilton Piers for public health and safety, to be funded \$250,000 from Hamilton Beach Lift Bridge Pier project ID 4402356127 and \$100,000 from the Unallocated Capital Levy Reserve 108020;

- (d) That the Environmental Services Division, Parks Section's annual operating budget be increased by \$20,000 to fund the ongoing operations and maintenance to support public access to the Lake Ontario side of the Hamilton Piers, starting in 2025;
- (e) That staff be directed to continue to negotiate for public access to the remaining pieces of the Hamilton Piers, and report back with the results of that negotiation, including costs for the 2026 budget in Q4 2025; and,
- (f) That Confidential Appendix "A" - "Burlington Harbour Fisherman's Piers Risk Analysis" to Report PW24061, Public Access to Hamilton Piers, remain confidential.

6. Reducing Homelessness and Managing Encampments (HSC24027(c)) (City Wide) (Item 10.2)

That Report HSC24027(c), respecting Reducing Homelessness and Managing Encampments, be received.

7. Distance Separation from Concentration of Temporary Shelter Beds (Generated from Item 10.2)

WHEREAS, on September 25, 2024, Council approved Reducing Homelessness and Managing Encampments Report HSC24027(b)/FCS24028/PED24162 which approved and funded 192 Temporary Shelter Beds within existing facilities;

WHEREAS, Report HSC24027(b)/FCS24028/PED24162 approved a radial distance separation of 1 km from the temporary outdoor shelter at the Barton/Tiffany Lands to reduce intensification;

WHEREAS, 123 of the 192 temporary beds are located within existing facilities within a four-block area in Ward 3; and,

WHEREAS, Council supports reducing the impact and intensification of the temporary shelter beds on the surrounding community;

THEREFORE, BE IT RESOLVED:

That the following parks and green spaces be removed from the Encampment Protocol as compliant sites once the 192 temporary shelter beds are operational:

- (a) J.C. Beemer Park/Tweedsmuir Park;
- (b) Bishop's Park;
- (c) Claremont Access Parkettes;
- (d) 298 Hunter Street East (green space west of Claremont Access);
- (e) Carter Park;

- (f) Myrtle Park; and,
- (g) Rail Trail between extension of Wellington Street South and Sherman Avenue South

8. Ontario Land Tribunal Appeal - 405 James Street North (PED22155(a) / LS23012(c)) (Ward 2) (Added Item 14.3)

- (a) That the directions provided in closed session respecting Report PED22155(a)/ LS23012(c), Ontario Land Tribunal Appeal - 405 James Street North, be approved;
- (b) That closed session recommendations (a) and (b) in Report PED22155(a)/ LS23012(c), respecting Ontario Land Tribunal Appeal - 405 James Street North, be approved and remain confidential until such time as the necessary conditions for public release described therein are met; and,
- (c) That the balance of Report PED22155(a)/LS23012(c), respecting Ontario Land Tribunal Appeal - 405 James Street North, remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

5. COMMUNICATIONS

- 5.2 Correspondence from Richard Koroscil, and Jesse Elders, Bay Area Climate Change Council respecting Item 8.1 - Hamilton's Climate Action Strategy 2024 Annual Update (PED24166)

Recommendation: Be received and referred to consideration of Item 8.1.

6. DELEGATION REQUESTS

- 6.1 Katie Stiel, Hamilton Chamber of Commerce, respecting Hamilton Day. An award winning city-wide celebration of our community and local businesses taking place November 1st - 3rd, 2024 (In-Person) (For today's meeting)

8. STAFF PRESENTATIONS

- 8.1 Hamilton's Climate Action Strategy 2024 Annual Update (PED24166) (City Wide) (Outstanding Business List Item) (REVISED Presentation)

12. NOTICES OF MOTION

12.1 Distance Separation from Concentration of Temporary Shelter Beds

14. PRIVATE AND CONFIDENTIAL

14.3 Ontario Land Tribunal Appeal - 405 James Street North
(PED22155(a) / LS23012(c)) (Ward 2)

The agenda for the October 16, 2024 General Issues Committee meeting, was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) October 2, 2024 (Item 4.1)

The minutes of the October 2, 2024 General Issues Committee, were approved, as presented.

(d) COMMUNICATIONS (Item 5)

Communication Items 5.1 and 5.2, were approved, as presented, as follows:

(i) Correspondence from Kelly Oucharek, respecting an all of Hamilton approach to homelessness (Item 5.1)

Recommendation: Be received.

(ii) Correspondence from Richard Koroscil, and Jesse Elders, Bay Area Climate Change Council respecting Item 8.1 - Hamilton's Climate Action Strategy 2024 Annual Update (PED24166) (Added Item 5.2)

Recommendation: Be received and referred to consideration of Item 8.1.

(e) DELEGATION REQUESTS (Item 6)

(i) The following Delegation Request, was approved:

(1) Katie Stiel, Hamilton Chamber of Commerce, respecting Hamilton Day. An award winning city-wide celebration of our community and local businesses taking place November 1st - 3rd, 2024 (In-Person) (For today's meeting) (Added Item 6.1)

(f) DELEGATIONS (Item 7)

- (i) Lee Fairbanks, respecting a plan to adjust existing tree planting policies to align them with the City's Climate Change Emergency and Urban Tree Canopy goals (In-Person) (Approved September 18, 2024) (Item 7.1)**

Lee Fairbanks, addressed the Committee respecting a plan to adjust existing tree planting policies to align them with the City's Climate Change Emergency and Urban Tree Canopy goals.

- (1)** The delegate was provided with an additional 5 minutes to complete their delegation.
- (2)** The Delegation from Lee Fairbanks, respecting a plan to adjust existing tree planting policies to align them with the City's Climate Change Emergency and Urban Tree Canopy goals, was received.

- (ii) Ali T Ghouse, Muslim Council of Greater Hamilton, respecting information about the Muslim community's achievements, plans for Hamilton, aspirations and how it relates to activities in the City and City Council (In-Person) (Approved October 2, 2024) (Item 7.2)**

Javid Mirza, Muslim Association of Hamilton, addressed the Committee, respecting information about the Muslim community's achievements, plans for Hamilton, aspirations and how it relates to activities in the City and City Council.

The Delegation from Javid Mirza, Muslim Association of Hamilton, respecting information about the Muslim community's achievements, plans for Hamilton, aspirations and how it relates to activities in the City and City Council, was received.

- (iii) Katie Stiel, Hamilton Chamber of Commerce, respecting Hamilton Day. An award winning city-wide celebration of our community and local businesses taking place November 1st - 3rd, 2024 (In-Person) (Added Item 7.3)**

Katie Stiel, Hamilton Chamber of Commerce, addressed the Committee respecting respecting Hamilton Day. An award winning city-wide celebration of our community and local businesses taking place November 1st - 3rd, 2024.

The Delegation from Katie Stiel, Hamilton Chamber of Commerce, respecting Hamilton Day. An award winning city-wide celebration of our community and local businesses taking place November 1st - 3rd, 2024, was received.

(g) STAFF PRESENTATIONS (Item 8)

(i) Hamilton's Climate Action Strategy 2024 Annual Update (PED24166) (City Wide) (Outstanding Business List Item) (Item 8.1)

Lynda Lukasik, Director, Climate Change Initiatives, addressed the Committee with a presentation respecting Report PED24166, Hamilton's Climate Action Strategy 2024 Annual Update.

The staff presentation respecting Report PED24166, Hamilton's Climate Action Strategy 2024 Annual Update, was received.

For disposition of this mater, refer to Item 1.

(ii) Recess

The General Issues Committee recessed for 30 minutes until 12:35 p.m.

The General Issues Committee Meeting reconvened at 12:36 p.m.

(h) DISCUSSION ITEMS (Item 10)

(i) Public Access to Hamilton Piers (PW24061) (Ward 5) (Outstanding Business List Item) (Item 10.1)

The Report was put on the floor, as follows:

- (1)** (a) That the General Manager, Public Works or designate be authorized to enter into a public use license agreement, including any ancillary agreements or amendments, with the land stewards acting on behalf of the Crown, to permit public access to the Lake Ontario side of the Hamilton portion of the Federally owned piers ("the Hamilton Piers"), consistent with the parameters outlined in Report PW24061;
- (b) That staff be authorized to spend \$50,000 to implement minor improvements to the walking surface to access the Lake Ontario side of the Hamilton Piers, as well as the surface of the Hamilton Piers itself as may be needed to improve public access, to be funded from the Unallocated Capital Levy Reserve 108020;

- (c) That staff be authorized to spend \$350,000 to install railings on both sides of the Lake Ontario side of the Hamilton Piers for public health and safety, to be funded \$250,000 from Hamilton Beach Lift Bridge Pier project ID 4402356127 and \$100,000 from the Unallocated Capital Levy Reserve 108020; and
- (d) That the Environmental Services Division, Parks Section's annual operating budget be increased by \$20,000 to fund the ongoing operations and maintenance to support public access to the Lake Ontario side of the Hamilton Piers, starting in 2025.

- (2) Consideration of Report PW24061, respecting Public Access to Hamilton Piers, was DEFERRED until after Closed Session.

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

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

The Amendments to the Outstanding Business List, were approved, as follows:

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

Internal Facilitation of Special Events including Traffic Control Plans as per Ontario Traffic Manual (OTM) Book 7 and Implementation of Temporary Road Closures for Event Organizers
Added: January 30, 2024
Original Due Date: June 30, 2024
Proposed New Due Date: December 4, 2024

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

Reporting of Annual Expenditures on the Transportation Network in Alignment with the Asset Management Plan
Added: January 30, 2024 at GIC Budget
Completed: October 2, 2024 at GIC - Item 8.2

(j) 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 – October 2, 2024 (Item 14.1)

The Closed Session minutes of the October 2, 2024 General Issues Committee meeting, were approved and remain confidential.

- (ii)** Committee moved into Closed Session for Items 14.2 and 14.3 pursuant to Section 9.3, Sub-sections (e) and (f) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-sections (e) and (f) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to litigation or potential litigation, including matters before administrative tribunals, affecting the City or a local board; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

The General Issues Committee meeting reconvened in Open Session at 2:28 p.m.

(k) DISCUSSION ITEMS (Item 10) (Continued)

(i) Public Access to Hamilton Piers (PW24061) (Ward 5) (Outstanding Business List Item) (Item 10.1)

The Report was put on the floor, as follows:

- (1)** (a) That the General Manager, Public Works or designate be authorized to enter into a public use license agreement, including any ancillary agreements or amendments, with the land stewards acting on behalf of the Crown, to permit public access to the Lake Ontario side of the Hamilton portion of the Federally owned piers ("the Hamilton Piers"), consistent with the parameters outlined in Report PW24061;
- (b) That staff be authorized to spend \$50,000 to implement minor improvements to the walking surface to access the Lake Ontario side of the Hamilton Piers, as well as the surface of the Hamilton Piers itself as may be needed to improve public access, to be funded from the Unallocated Capital Levy Reserve 108020;

- (c) That staff be authorized to spend \$350,000 to install railings on both sides of the Lake Ontario side of the Hamilton Piers for public health and safety, to be funded \$250,000 from Hamilton Beach Lift Bridge Pier project ID 4402356127 and \$100,000 from the Unallocated Capital Levy Reserve 108020; and
 - (d) That the Environmental Services Division, Parks Section's annual operating budget be increased by \$20,000 to fund the ongoing operations and maintenance to support public access to the Lake Ontario side of the Hamilton Piers, starting in 2025.
- (2) That Report PW24061, respecting Public Access to Hamilton Piers, **be amended** by adding additional sub-sections (e) and (f), as follows:
- (e) ***That staff be directed to continue to negotiate for public access to the remaining pieces of the Hamilton Piers, and report back with the results of that negotiation, including costs for the 2026 budget in Q4 2025; and,***
 - (f) ***That Confidential Appendix "A" - "Burlington Harbour Fisherman's Piers Risk Analysis" to Report PW24061, Public Access to Hamilton Piers, remain confidential.***

For disposition of this matter, refer to Item 5.

(I) **PRIVATE & CONFIDENTIAL (Item 14) (Continued)**

- (i) **Confidential Appendix "A" to Item 10.1 - Public Access to Hamilton Piers (PW24061) (Ward 5) (Outstanding Business List Item) (Item 14.2)**

For disposition of this matter, refer to Item 5.

- (ii) **Ontario Land Tribunal Appeal - 405 James Street North (PED22155(a) / LS23012(c)) (Ward 2) (Added Item 14.3)**

For disposition of this matter, refer to Item 7.

(m) ADJOURNMENT (Item 15)

There being no further business, the General Issues Committee adjourned at 2:31 p.m.

Respectfully submitted,

Deputy Mayor Brad Clark
Chair, General Issues Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk



AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 24-019

9:30 a.m.

**October 17, 2024
Council Chambers
Hamilton City Hall**

Present: Councillors M. Spadafora (Vice-Chair), J. Beattie, B. Clark, C. Kroetsch, M. Tadeson (virtually), A. Wilson (virtually), and M. Wilson

Absent with

Regrets: Councillor T. Hwang (Chair) – Personal

THE AUDIT, FINANCE AND ADMINISTRATION COMMITTEE PRESENTS REPORT 24-019 AND RESPECTFULLY RECOMMENDS:

- 1. 2024 Mid-Year Budget Adjustments (FCS24047) (City Wide) - REVISED (Item 10.1)**
 - (a) That, in accordance with the “Budgeted Complement Control Policy”, the extensions of temporary positions with 24-month terms or greater, with no impact to the net for tax levy, as outlined in Appendix “A” to Audit, Finance and Administration Committee Report 24-019, be approved;
 - (b) That, in accordance with the “Budgeted Complement Control Policy”, the staff complement transfers from one department / division to another or a change in complement type, with no impact to the net for tax levy, as outlined in Appendix “B” to Audit, Finance and Administration Committee Report 24-019, be approved;
 - (c) That the proposed budget appropriations of \$250,000 or greater and reserve contributions to capital projects, as outlined in Appendix “C” to Audit, Finance and Administration Committee Report 24-019, be approved; and
 - (e) That the proposed financing plan amendments resulting from Provincial approval of the City of Hamilton’s Building Faster Fund Investment Plan and Housing-Enabling Water Systems Fund application, outlined in Appendix “D” REVISED to Audit, Finance and Administration Committee Report 24-019, be approved.

2. Growth Funding Tools: Reserve Fund Policy Updates (FCS24042) (City Wide) (Item 10.2)

- (a) That the Development Charges Reserve Fund Policy, attached as Appendix “E” to Audit, Finance and Administration Committee Report 24-019, be adopted;
- (b) That the Community Benefits Charges Reserve Fund Policy, attached as Appendix “F” to Audit, Finance and Administration Committee Report 24-019, be adopted;
- (c) That the Development Charges – Community Benefits Charges Transition Reserve Fund Policy, attached as Appendix “G” to Audit, Finance and Administration Committee Report 24-019, be adopted; and,
- (d) That the Parkland Dedication Reserve Fund Policy, attached as Appendix “H” to Audit, Finance and Administration Committee Report 24-019, be adopted.

3. Community Benefits Charges By-Law Amendment (FCS24016) (Item 10.3)

- (a) That the draft Community Benefit Charges By-Law Amendment, attached as Appendix “I” to Audit, Finance and Administration Committee Report 24-019, be released for public consultation;
- (b) That the January 16, 2025, Audit, Finance & Administration Committee Meeting be designated a Public Meeting to receive feedback on the draft Community Benefits Charges By-Law Amendment, attached as Appendix “I” to Audit, Finance and Administration Committee Report 24-019;
- (c) That the City Clerk be directed to provide notice of the Public Meeting in the Hamilton Spectator at least 30 days in advance of the Public Meeting; and
- (d) That Staff be directed to submit a staff report and, if appropriate, a revised Community Benefits Charges By-Law Amendment for Council consideration after the designated Public Meeting.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Committee Clerk advised the following changes to the agenda.

10. DISCUSSION ITEMS

- 10.1 2024 Mid-Year Budget Adjustments (FCS24047) (City Wide) – Appendix D REVISED

The agenda for the October 17, 2024 Audit, Finance and Administration Committee meeting, was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) Approval of Minutes of Previous Meeting (Items 4.1-4.2)

The following Minutes were approved, as presented.

- (1) October 3, 2024 (Item 4.1)
- (2) October 4, 2024 (Special – Development Charges Hearing) (Item 4.2)

(d) ADJOURNMENT (Item 15)

There being no further business, the Audit, Finance and Administration Committee, was adjourned at 10:06 a.m.

Respectfully submitted,

Councillor Mike Spadafora, Vice-Chair
Audit, Finance and Administration
Committee

Tamara Bates
Legislative Coordinator
Office of the City Clerk

CITY OF HAMILTON

TEMPORARY COMPLEMENT EXTENSION SCHEDULE

Extensions to temporary positions with terms of 24 months or greater per the Budgeted Complement Control Policy

| ITEM # | TRANSFER FROM | | | | TRANSFER TO | | | |
|--------|---|-----------------|--|------------|-------------------|-----------------|--|------------|
| | <u>Department</u> | <u>Division</u> | <u>Position Title</u> | <u>FTE</u> | <u>Department</u> | <u>Division</u> | <u>Position Title</u> | <u>FTE</u> |
| 1 | Public Works | Hamilton Water | Sr. Project Manager - Hamilton Water | 1.00 | Public Works | Hamilton Water | Sr. Project Manager - Hamilton Water | 1.00 |
| | Explanation: Temporary position (PID #9034) is expiring, requesting approval for additional 24 months extension. The additional costs will be absorbed in the Operating budget with gapping. No impact on water/wastewater/storm rates. | | | | | | | |
| 2 | Public Works | Hamilton Water | Compliance & Regulations Technologist | 1.00 | Public Works | Hamilton Water | Compliance & Regulations Technologist | 1.00 |
| | Explanation: Temporary position (PID #11798) is expiring, requesting approval for additional 24 months extension. The additional costs will be absorbed in the Operating budget with gapping. No impact on water/wastewater/storm rates. | | | | | | | |
| 3 | Public Works | Hamilton Water | Technologist - Plant Capital Co-op | 2.00 | Public Works | Hamilton Water | Technologist - Plant Capital Co-op | 2.00 |
| | Explanation: Temporary positions (PID 11641/11642) are expiring, requesting approval for additional 24 months extensions. The additional costs will be absorbed in the Operating budget with gapping. No impact on water/wastewater/storm rates. | | | | | | | |
| 4 | Public Works | Hamilton Water | Technologist Wastewater Capital Delivery Co-op | 2.00 | Public Works | Hamilton Water | Technologist Wastewater Capital Delivery Co-op | 2.00 |
| | Explanation: Temporary positions (PIDs 3436/3427) are expiring, requesting approval for additional 24 months extensions. The additional costs will be absorbed in the Operating budget with gapping. No impact on water/wastewater/storm rates. | | | | | | | |

CITY OF HAMILTON

TEMPORARY COMPLEMENT EXTENSION SCHEDULE

Extensions to temporary positions with terms of 24 months or greater per the Budgeted Complement Control Policy

| ITEM # | TRANSFER FROM | | | | TRANSFER TO | | | |
|--------|---|---------------------|--|------------|-----------------------------------|---------------------|--|------------|
| | <u>Department</u> | <u>Division</u> | <u>Position Title</u> | <u>FTE</u> | <u>Department</u> | <u>Division</u> | <u>Position Title</u> | <u>FTE</u> |
| 5 | Planning and Economic Development | PED General Manager | Director and Senior Advisor Strategic Growth (P#12973) | 1.00 | Planning and Economic Development | PED General Manager | Director and Senior Advisor Strategic Growth (P#12973) | |
| | Explanation: Contract extension for temporary staff requested for additional 12 months from Dec 31, 2025 to December 31, 2026. to complete work related to the City's corporate strategic growth initiatives, including work related to the 2024 DC By-law update. | | | | | | | |
| 6 | Planning and Economic Development | Growth Management | Growth Management Administrator | 1.00 | Planning and Economic Development | Growth Management | Growth Management Administrator | |
| | Explanation: Contract extension for temporary staff requested for additional 24 months from Sep 1, 2024 to Sep 1, 2026. to continue to have a centralized point of contact for inquiries from the general public or Council with respect to issues or concerns related to construction in the City. | | | | | | | |

CITY OF HAMILTON BUDGETED COMPLEMENT AMENDMENT SCHEDULE

Amendments to budgeted complement per the Budgeted Complement Control Policy including transfers, position conversions and pay grade adjustments

| ITEM # | TRANSFER FROM | | | | TRANSFER TO | | | |
|--------|---|-------------------------------------|---------------------------------|------|-----------------------------------|-------------------------------------|--|------|
| | Department | Division | Position Title | FTE | Department | Division | Position Title | FTE |
| 1 | Public Works | Hamilton Water | Community Program Analyst Co-op | 0.65 | Public Works | Hamilton Water | Community Outreach Educator | 0.65 |
| | <p>Explanation: To approve the conversion of Temporary Part-time Community Program Analyst Co-op position (CUPE 5167 Grade J) to a Permanent Part-time Community Outreach Educator position (CUPE 5167 Grade J). The additional costs will be absorbed within the current operating budget with no impact on water/wastewater/storm rates.</p> | | | | | | | |
| 2 | Public Works | Engineering Services | Survey Assistant | 1.00 | Public Works | Engineering Services | Survey Technician | 1.00 |
| | <p>Explanation: Converting a CUPE 5167 Grade H Survey Assistant to a Grade M Survey Technician. The demands of the Capital program, as well as other City of Hamilton internal clients, have made a seventh Survey Technician invaluable to providing service. The primary role of the assistant has historically been operation of equipment. Advancements in technology have resulted in the fully remote operation of the equipment, making the Assistant role redundant.</p> | | | | | | | |
| 3 | Public Works | Transportation | Concrete Finisher | 1.00 | Public Works | Transportation | SPM Roadway Maintenance | 1.00 |
| | <p>Explanation: To approve the conversion of a Concrete Finisher (CUPE 5167, Grade E) to a Sr. Project Manager - Roadway Maintenance (NU Grade 6). Budget variance will be absorbed within the current operating budget to result in no net levy increase.</p> | | | | | | | |
| 4 | Planning and Economic Development | Transportation Planning and Parking | Customer Service Rep | 1.00 | Planning and Economic Development | Transportation Planning and Parking | Project Mgr Community Mobility&Parking | 1.00 |
| | <p>Explanation: To approve conversion of a Customer Service Rep position (CUPE 5167 grade G) to Project Manager Community Mobility and Parking position (CUPE 1041 grade 5) within the Transportation Planning and Parking Division. The pay scales are not equivalent and the estimated financial impact of approximately \$35K will be absorbed in the divisional operating budget with no impact on the net levy.</p> | | | | | | | |

CITY OF HAMILTON BUDGETED COMPLEMENT AMENDMENT SCHEDULE

Amendments to budgeted complement per the Budgeted Complement Control Policy including transfers, position conversions and pay grade adjustments

| ITEM # | TRANSFER FROM | | | | TRANSFER TO | | | |
|---|-----------------------------------|-------------------------------------|-------------------------------|------------|-----------------------------------|-------------------------------------|---|------------|
| | <u>Department</u> | <u>Division</u> | <u>Position Title</u> | <u>FTE</u> | <u>Department</u> | <u>Division</u> | <u>Position Title</u> | <u>FTE</u> |
| 5 | Planning and Economic Development | Transportation Planning and Parking | Parking Planning Technologist | 1.00 | Planning and Economic Development | Transportation Planning and Parking | Senior Project Manager Transportation Planning | |
| Explanation: To approve conversion of a Parking Planning Technologist (CUPE 5167 grade L) to Senior Project Manager TP (CA grade 6), financial impact is more than one payband and will be absorbed within the existing operating budget with no impact to the net levy. | | | | | | | | |

**CITY OF HAMILTON
CAPITAL PROJECTS BUDGET APPROPRIATIONS OF \$250,000 OR GREATER
AND CAPITAL PROJECT RESERVE FUNDING REQUIRING COUNCIL APPROVAL**

| Appropriated/ Transferred From | Description | Appropriated/ Transferred To | Description | Amount (\$) | Comments |
|--|-------------------------------------|---------------------------------|--|----------------|---|
| Public Works (Tax Supported Budget) | | | | | |
| Corporate Facilities and Energy Management | | | | | |
| 7100041706 | Recreation Centre Retrofits Program | 7101754805 | Sir Wilfrid Laurier Gymnasium Addition | 530,671 | Appropriation to cover the following additional work on the Sir Wilfrid Laurier Gym Expansion project: - Pool Mechanical System Replacement: complete replacement during project to avoid reopening delays - Additional Plumbing Work: to address deficiencies in existing infrastructure and reduce risk of failure on older infrastructure. |
| Subtotal Corporate Facilities and Energy Management | | | | 530,671 | |
| Subtotal Public Works (Tax Supported Budget) | | | | 530,671 | |
| Total | | | | 530,671 | |

CITY OF HAMILTON CAPITAL PROJECTS REQUIRING A CHANGE IN FUNDING SOURCE

| Project ID | Description | Original Funding Source | Revised Funding Source | Amount (\$) | Comments |
|--|--|---------------------------------|--------------------------------------|-------------|--|
| Public Works (Tax Supported Budget) | | | | | |
| Engineering Services | | | | | |
| 4031218526 | Bridge 451 - Dundas St. East, 120m e/o Mill St S | Federal Gas Tax Revenue (42020) | Building Faster Fund Revenue (43575) | 3,238,000 | As approved through Report FCS24039, \$3.437 million in grant funding received through the Building Faster Fund will be applied to this project. |
| | | Current Contribution (49300) | Building Faster Fund Revenue (43575) | 99,000 | |
| | | Reserve Contribution (49412) | Building Faster Fund Revenue (43575) | 100,000 | |
| 4032311019 | Upper Wentworth - LINC to Mohawk | Federal Gas Tax Revenue (42020) | Building Faster Fund Revenue (43575) | 4,825,000 | As approved through Report FCS24039, \$4.856 million in grant funding received through the Building Faster Fund will be applied to this project. |
| | | Current Contribution (49300) | Building Faster Fund Revenue (43575) | 31,000 | |
| 4032310235 | SS0001 - Mountain Park Ave (Phase 02 Project) | Federal Gas Tax Revenue (42020) | Building Faster Fund Revenue (43575) | 1,915,000 | As approved through Report FCS24039, \$2.070 million in grant funding received through the Building Faster Fund will be applied to this project. |
| | | Current Contribution (49300) | Building Faster Fund Revenue (43575) | 155,000 | |

CITY OF HAMILTON CAPITAL PROJECTS REQUIRING A CHANGE IN FUNDING SOURCE

| Project ID | Description | Original Funding Source | Revised Funding Source | Amount (\$) | Comments |
|------------|--|---------------------------------|--------------------------------------|-------------|--|
| 4242009701 | A/R - Eastmount Neighbourhood | Federal Gas Tax Revenue (42020) | Building Faster Fund Revenue (43575) | 1,000,000 | As approved through Report FCS24039, \$1.13439 million in grant funding received through the Building Faster Fund will be applied to this project. |
| | | Current Contribution (49300) | Building Faster Fund Revenue (43575) | 120,000 | As approved through Report FCS24039, \$1.13439 million in grant funding received through the Building Faster Fund will be applied to this project. |
| | | Reserve Contribution (49412) | Building Faster Fund Revenue (43575) | 14,390 | As approved through Report FCS24039, \$1.13439 million in grant funding received through the Building Faster Fund will be applied to this project. |
| 4031818404 | Bridge 404 - Harrison Rd - 910m s/o Kirk Road | Federal Gas Tax Revenue (42020) | Building Faster Fund Revenue (43575) | 1,540,000 | As approved through Report FCS24039, \$1.540 million in grant funding received through the Building Faster Fund will be applied to this project. |
| 4662320019 | Traffic Cabinet & Controller Replacement Program | Current Contribution (49300) | Federal Gas Tax Revenue (42020) | 1,000,000 | To reallocate CCBF / Federal Gas Tax funding from projects that had a change in funding source approved in report FCS24039. |
| 7202441001 | Ancaster Old Town Hall Exterior Restoration | Current Contribution (49300) | Federal Gas Tax Revenue (42020) | 1,000,000 | To reallocate CCBF / Federal Gas Tax funding from projects that had a change in funding source approved in report FCS24039. |
| 7100041706 | Program-Recreation Centre Retrofits | Current Contribution (49300) | Federal Gas Tax Revenue (42020) | 1,177,390 | To reallocate CCBF / Federal Gas Tax funding from projects that had a change in funding source approved in report FCS24039. |
| 5120051501 | Waste Collection Fleet Replacement | Current Contribution (49300) | Federal Gas Tax Revenue (42020) | 7,315,610 | To reallocate CCBF / Federal Gas Tax funding from projects that had a change in funding source approved in report FCS24039. |

CITY OF HAMILTON CAPITAL PROJECTS REQUIRING A CHANGE IN FUNDING SOURCE

| Project ID | Description | Original Funding Source | Revised Funding Source | Amount (\$) | Comments |
|---|--|--|--------------------------------------|-------------------|--|
| 7100054216 | Program-Roof Management | Current Contribution (49300) | Federal Gas Tax Revenue (42020) | 2,025,000 | To reallocate CCBF / Federal Gas Tax funding from projects that had a change in funding source approved in report FCS24039. |
| Subtotal Engineering Services | | | | 25,555,390 | |
| Subtotal Public Works (Tax Supported Budget) | | | | 25,555,390 | |
| Public Works (Rate Supported Budget) | | | | | |
| Waterworks | | | | | |
| 5142096850 | Locke St Trunk Watermain - Main to Barton (W-19) | Development Charges (48475 & 48476) | Federal Grant (42001) | 1,560,375 | Project was awarded grand funding through the Housing-Enabling Water Systems Fund. |
| 5142396851 | Locke St Trunk Watermain - York - Locke to Cannon @ Caroline (W-19) - | Development Charges Debt (49004 & 49005) | Federal Grant (42001) | 1,801,275 | Project was awarded grand funding through the Housing-Enabling Water Systems Fund. |
| 5142363277 | Hwy 5 and 6 MTO Interchange Strategic Upsizing of Existing Watermains | Debenture Proceeds (49002) | Building Faster Fund Revenue (43575) | 1,050,000 | As approved through Report FCS24039, \$1.050 million in grant funding received through the Building Faster Fund will be applied to this project. |
| 5141269250 | HVAC system Upgrades at New Environmental Laboratory and Administration Building | Current Contribution (49300) | Debenture Proceeds (49002) | 4,550,000 | As debenture proceeds are no longer being applied to projects 5162418420 & 5142363277, \$4.550 million in debt can be applied to this project. As a result \$4.55M will be returned to the Waterworks Capital Reserve (#108105) to fund the development charge exemption phase-in strategy approved through the 2024 budget. |
| Subtotal Waterworks | | | | 8,961,650 | |
| Wastewater | | | | | |

CITY OF HAMILTON CAPITAL PROJECTS REQUIRING A CHANGE IN FUNDING SOURCE

| Project ID | Description | Original Funding Source | Revised Funding Source | Amount (\$) | Comments |
|--|---|----------------------------|--------------------------------------|-------------------|--|
| 5162418420 | Size upgrade to sanitary sewer at Dundas St. East | Debenture Proceeds (49002) | Building Faster Fund Revenue (43575) | 3,500,000 | As approved through Report FCS24039, \$3.500 million in grant funding received through the Building Faster Fund will be applied to this project. |
| Subtotal Wastewater | | | | 3,500,000 | |
| Subtotal Public Works (Rate Supported Budget) | | | | 12,461,650 | |
| Total Revised Funding | | | | 38,017,040 | |

**DCPP-DC-001
 DEVELOPMENT CHARGES RESERVE FUNDS POLICY**

Approval: Pending
 Audit Finance & Administration Committee Staff Report FCS24042

| RESERVE DETAILS | |
|-------------------------|---|
| Reserve Name | Development Charges Reserve Funds ("DC Reserve Funds") |
| Reserve Numbers | 110300 - 110399 |
| RESERVE POLICY | |
| Policy Statement | <p>The objective of the DC Reserve Funds Policy is to establish guidelines for use and ensure adequate financial oversight for the obligatory DC Reserve Funds.</p> <p>This Policy is prepared in accordance with the requirements of the <i>Development Charges Act, 1997</i> ("DC Act").</p> |
| Scope | <p>This Policy applies to the obligatory DC Reserve Funds (110300-110399).</p> <p>This Policy is applicable to all members of Council and Staff responsible for the allocation of funds to and from the DC Reserve Funds.</p> <p>This Policy replaces any existing DC Reserve Funds Policy.</p> |
| Purpose | <p>The purpose of the DC Reserve Funds is to hold and distribute funds collected in accordance with the DC By-Law. These funds are to be distributed exclusively for financing eligible growth-related capital projects as approved by Council.</p> |
| Transparency | <p>The DC Reserve Funds Policy is to be made available to the public.</p> <p>Reserve expenditures and revenues are expected to be fully disclosed. The disclosure will be facilitated through:</p> <ul style="list-style-type: none"> • Annual Development Charges Treasurer's Statement • Annual Reserve Report • Annual Financial Information Return |

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| <p>Related Legislation and Principles</p> | <p>DCs and the DC Reserve Funds are governed by the following legislation and principles:</p> <p>DC Act</p> <ul style="list-style-type: none"> • Requires that a Reserve Fund for each DC service be established. • Requires that DCs collected are held within the DC Reserve Fund to which the charge relates. • Permits funds held in each Reserve Fund to be loaned internally for DC purposes and requires that these loans be repaid with interest. • Requires that at least 60 percent of the funds held in the Reserve Funds for prescribed services at the beginning of the year be spent or allocated. • Requires that a Treasurer’s statement be prepared annually on the activities of the Reserve Funds. <p>Canadian Public Sector Accounting Standards</p> <ul style="list-style-type: none"> • Developed by the Public Sector Accounting Board to establish standards for public sector accounting. <p><i>Municipal Act</i> Establishes authority and responsibilities related to budgeting, reserve funds and debentures.</p> <p>City of Hamilton DC By-Law</p> <ul style="list-style-type: none"> • Outlines the specific rules and procedures for the collection of DCs for the City of Hamilton. <p>Requirements under the DC Act and Canadian Public Sector Accounting Standards take precedence over the City of Hamilton’s DC By-Law should a conflict arise.</p> <p>Related City of Hamilton Policies</p> <ul style="list-style-type: none"> • Appropriation and Work-In-Progress Transfer Policy • Debt Management Policy |
| <p>Definitions</p> | <p>“Actual cash balance” refers to a reserve fund balance adjusted for non-cash amounts.</p> <p>“DC” refers to Development Charges.</p> <p>“DC Reserve Funds” refers to the Development Charges Reserve Funds (110300-110399).</p> |

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| <p>Usage and Limitations</p> | <p>Compliance</p> <ul style="list-style-type: none"> • The City of Hamilton must comply with all requirements under the DC Act, Canadian Public Sector Accounting Standards, and any other applicable legislation. <p>Project Funding</p> <ul style="list-style-type: none"> • Funds held in the DC Reserve Funds are to be used exclusively to fund eligible capital projects identified through the DC Background Study or subsequent review. <ul style="list-style-type: none"> – Projects identified in the DC Background Study must be funded in accordance with the growth share identified in the study, subject to changes to project scope. – Eligible capital projects not identified through the DC Background Study must have sufficient rationale to be funded through DCs. • With the approval of the General Manager of Finance & Corporate Services, funding may be changed from debt funding to DC reserve funding. • Appropriations of funding must conform to the Capital Projects' Budget Appropriation and Work-in Progress Transfer Policy. • Funds are to be transferred from the DC reserve funds to capital projects as expenses are incurred on a proportional basis. i.e., eligible growth share % * total expenses to date. • All budgeted financing from the DC Reserve Funds must be approved by Council. <p>Internal Borrowing</p> <ul style="list-style-type: none"> • Internal borrowing from DC Reserve Funds for non-DC purposes is prohibited. • Internal borrowing among DC Reserve Funds is permitted either by allowing service specific DC reserve funds to go into a deficit where others remain in surpluses whereby interest is addressed via the City's annual interest allocation or through a formalized internal loan agreement where borrowed funds are repaid with interest according to the City's Debt Management Policy |
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| | <p>External Borrowing (Debt Issuances)</p> <ul style="list-style-type: none"> External borrowing from DC Reserve Funds is permitted subject to Council authorization. <p>Deficits</p> <ul style="list-style-type: none"> At no time shall the actual or forecasted consolidated DC Reserve Fund balance (110300-110399 inclusive) be permitted to enter a deficit balance. DC Reserve Funds for an individual service are permitted to enter deficit positions such that the deficit is forecasted to be resolved within a 10-year period. <p>Reserve Period</p> <ul style="list-style-type: none"> The DC Reserve Funds are expected to remain open indefinitely as they are a tool to fund the long-term growth within the City. |
| <p>Source of Funding</p> | <p>The sources of funding for the DC Reserve Funds are:</p> <ul style="list-style-type: none"> Development Charges: charges applied to development and redevelopment in accordance with the DC Act and the City of Hamilton DC By-Law. Developer Contributions: charges applied to development, redevelopment or existing land uses to connect to growth related infrastructure subject to cost recovery by-laws or a condition of a development agreement where the original funding source had been DCs. Exemptions funding: distributions from the City of Hamilton's tax and rate budgets to offset the cost of the DC exemptions provided by Council through the City of Hamilton's DC By-Law and as required by the DC Act. Cash Balance Interest: accrued on the actual cash balance in the Reserve Funds and distributed annually. Non-Cash Balance Interest: accrued on DC Deferral Agreements and Legislated Instalment payment plans in accordance with the terms of the agreement / plan and distributed annually or at expiration of agreement / plan. <p>There are no alternative funding sources available and no other funds are permitted to be held in the DC Reserve Funds.</p> |

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| <p>Target Balance</p> | <p>DC Reserve Fund balances are primarily driven by development activity and planned capital expenditures. Since hard infrastructure is required to be in place before a development can proceed, debt or deficit balances related to individual services are common.</p> <p>Accordingly, there is no target balance for any individual service DC Reserve Fund; however, there are limitations around deficits as described in the Usage and Limitations Section of this Policy. DC Reserve Fund balances and forecasted balances are reviewed annually during the budget process.</p> |
| <p>Policy Owner</p> | <p>Director, Financial Planning, Administration and Policy, Corporate Services Department</p> |
| <p>Administration</p> | <p>Responsible Department</p> <ul style="list-style-type: none"> Development Charges, Programs and Policies Team of the Budgets and Fiscal Policy Section, within the Financial Planning, Administration and Policy Division of the Corporate Services Department is responsible for the administration of the DC Reserve Funds Policy. <p>Policy Updates</p> <ul style="list-style-type: none"> The DC Reserve Funds Policy may be updated when legislated changes to the DC Act or Council adopted changes to the DC By-Law affect any component of the policy; or when municipal best practices are identified as conflicting with the policy. <p>Policy Review Frequency</p> <ul style="list-style-type: none"> If no legislative or Council adopted changes occur, the Policy is to be reviewed, at a minimum, during the completion of each DC Background Study. <p>Policy Update Process</p> <ul style="list-style-type: none"> Amendments to the DC Reserve Funds Policy must be presented to Council for approval. |
| <p>Version History</p> | <p>(1) 15-May-2013: Adoption of Development Charges Reserves Policy (FCS-DC1)</p> |



**DCPP-CBC-001
 COMMUNITY BENEFITS CHARGES RESERVE FUND POLICY**

Approval: Pending
 Audit Finance & Administration Committee Staff Report FCS24042

| RESERVE DETAILS | |
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| Reserve Name | Community Benefits Charges Reserve Fund ("CBC Reserve Fund") |
| Reserve Number | 110500 |
| RESERVE POLICY | |
| Policy Statement | <p>The objective of the CBC Reserve Fund Policy is to establish guidelines for use and ensure adequate financial oversight for the obligatory CBC Reserve Fund.</p> <p>This Policy is prepared in accordance with the requirements of the <i>Planning Act, 1990</i> ("Planning Act").</p> |
| Scope | <p>This Policy applies to the obligatory CBC Reserve Fund (110500) which was established by Council through the adoption of the recommendations to Report FCS22015(b) on June 22, 2022.</p> <p>This Policy is applicable to all members of Council and Staff responsible for the allocation of funds to and from the CBC Reserve Fund.</p> <p>This Policy replaces any existing CBC Reserve Fund Policy.</p> |
| Purpose | <p>The purpose of the CBC Reserve Fund is to hold and distribute funds collected in accordance with the CBC By-Law. These funds are to be distributed exclusively for financing eligible growth-related capital projects as approved by Council.</p> |
| Transparency | <p>The CBC Reserve Fund Policy is to be made available to the public.</p> <p>Reserve expenditures and revenues are expected to be fully disclosed. The disclosure will be facilitated through:</p> <ul style="list-style-type: none"> • Annual Special Account Report as required by the Planning Act. • Annual Reserve Report |



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| <p>Related Legislation and Principles</p> | <p>CBCs and the CBC Reserve Fund are subject to the following legislation and principles:</p> <p>Planning Act</p> <ul style="list-style-type: none">• Enables a municipality to establish a By-Law for CBCs and to collect fees in accordance with the By-Law and the Act.• Establishes an upper limit for the calculation of CBCs and various exemptions.• Requires that CBCs collected must be held in a special account that bears interest. The CBC Reserve Fund in conjunction with the Development Charges-Community Benefits Charges Transition Reserve Fund (110501) has been designated as this special account.• Requires that at least 60 percent of the funds held in the special account at the beginning of the year be spent or allocated.• Requires that a special account report be prepared annually on the activities of the special account. <p>Canadian Public Sector Accounting Standards</p> <ul style="list-style-type: none">• Developed by the Public Sector Accounting Board to establish standards for public sector accounting. <p><i>Municipal Act</i> Establishes authority and responsibilities related to budgeting, reserve funds and debentures.</p> <p>City of Hamilton CBC By-Law</p> <ul style="list-style-type: none">• Outlines the specific regulations and procedures for the collection and use of CBCs for the City of Hamilton. <p>Requirements under the Planning Act and Canadian Public Sector Accounting Standards take precedence over the City of Hamilton's CBC By-Law should a conflict arise.</p> <p>Related City of Hamilton Policies</p> <ul style="list-style-type: none">• Appropriation and Work-In-Progress Transfer Policy• Debt Management Policy |
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| <p>Definitions</p> | <p>“CBC” refers to Community Benefits Charges.</p> <p>“CBC Reserve Fund” refers to the Community Benefits Charges Reserve Fund (110500).</p> |
| <p>Usage and Limitations</p> | <p>Compliance</p> <ul style="list-style-type: none"> • The City of Hamilton must comply with all requirements under the Planning Act, Canadian Public Sector Accounting Standards and any other applicable legislation. <p>Project Funding</p> <ul style="list-style-type: none"> • Funds held in the CBC Reserve Fund are to be used exclusively to fund eligible capital projects identified through the CBC Strategy or subsequent review. • Funds are to be transferred from the CBC Reserve Fund to capital projects as expenses are incurred on a proportional basis. i.e., eligible growth share % * total expenses to date. • Appropriations of funding must conform to the Capital Projects’ Budget Appropriation and Work-in Progress Transfer Policy. • All budgeted financing from the CBC Reserve Fund must be approved by Council. <p>Internal Borrowing</p> <ul style="list-style-type: none"> • Internal borrowing from the CBC Reserve Fund is prohibited. <p>External Borrowing</p> <ul style="list-style-type: none"> • External borrowing related to the CBC Reserve Fund is prohibited. <p>Deficits</p> <ul style="list-style-type: none"> • The CBC Reserve Fund is not permitted to enter a deficit position. <p>Reserve Period</p> <ul style="list-style-type: none"> • The CBC Reserve Fund is expected to remain open indefinitely as it is a tool to fund the long-term growth withing the City. |



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| <p>Source of Funding</p> | <p>The sources of funding for the CBC Reserve Fund are:</p> <ul style="list-style-type: none"> • Community Benefits Charge: charge applied to development or redevelopment where the proposed building will contain 5 or more stories and 10 or more residential units. CBCs are equivalent to 4 percent of the land value, calculated in accordance with Section 37 and Ontario Regulation 509/20 of the Planning Act and the City of Hamilton CBC By-Law. • Interest: accrued on the balance in the reserve fund as legislatively permitted and distributed annually. <p>There are no alternative funding sources available, and no other funds are permitted to be held in the CBC Reserve Fund.</p> |
| <p>Target Balance</p> | <p>CBC Reserve Fund balances are primarily driven by development activity and planned capital expenditures. The long-term target balance is nil as all funds shall be allocated to eligible growth projects. The target minimum balance for the CBC Reserve Fund in a given year is equivalent to the forecasted expenditures for the following year; after considering approved, but not yet transferred funds.</p> <p>There is no maximum balance for the CBC Reserve Fund. Deficits are not permitted as outlined in the Usage and Limitations Section of this Policy.</p> |
| <p>Policy Owner</p> | <p>Director, Financial Planning, Administration and Policy, Corporate Services Department</p> |
| <p>Administration</p> | <p>Responsible Department</p> <ul style="list-style-type: none"> • Development Charges, Programs and Policies, Financial Planning, Administration and Policy, Corporate Services Department is responsible for the administration of the CBC Reserve Fund Policy. <p>Policy Updates</p> <ul style="list-style-type: none"> • The CBC Reserve Fund Policy may be updated when legislated changes to the Planning Act or Council adopted changes to the CBC By-Law affect any component of the policy; or when municipal best practices are identified as conflicting with the policy. |



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| | <p>Policy Review Frequency</p> <ul style="list-style-type: none">• If no legislative or Council adopted changes occur, the Policy is to be reviewed, at a minimum, during the completion of each CBC Strategy Review. <p>Policy Update Process</p> <ul style="list-style-type: none">• Amendments to the CBC Reserve Fund Policy must be presented to Council for approval. |
| Version History | (1) 22-Jun-2022: Initial adoption of DC-CBC Transition Reserve Fund Policy |



DCPP-CBC-002
DEVELOPMENT CHARGES - COMMUNITY BENEFITS CHARGES TRANSITION
RESERVE FUND POLICY

Approval: Pending

Audit Finance & Administration Committee Staff Report FCS24042

| RESERVE DETAILS | |
|-------------------------|--|
| Reserve Name | Development Charges - Community Benefits Charges Transition Reserve Fund ("DC-CBC Transition Reserve Fund") |
| Reserve Number | 110501 |
| RESERVE POLICY | |
| Policy Statement | <p>The objective of the DC-CBC Transition Reserve Fund Policy is to establish guidelines for use and ensure adequate financial oversight for the obligatory DC-CBC Transition Reserve Fund.</p> <p>This Policy is prepared in accordance with the requirements of the <i>Planning Act, 1990</i> ("Planning Act").</p> |
| Scope | <p>This Policy applies to the obligatory DC-CBC Transition Reserve Fund (110501) which was established by Council through the adoption of the recommendations to Report FCS22015(b) on June 22, 2022.</p> <p>This Policy is applicable to all members of Council and Staff responsible for the allocation of funds to and from the DC-CBC Transition Reserve Fund.</p> <p>This Policy replaces any existing DC-CBC Transition Reserve Fund Policy.</p> |
| Purpose | The purpose of the DC-CBC Transition Reserve Fund is to hold and distribute funds transferred from the Airport and Parking DC Reserve Funds. These funds are to be distributed exclusively for financing eligible growth-related capital projects as approved by Council. |
| Transparency | <p>The DC-CBC Transition Reserve Fund Policy is to be made available to the public.</p> <p>Reserve expenditures and revenues are expected to be fully disclosed. The disclosure will be facilitated through:</p> |



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| | <ul style="list-style-type: none"> • Annual Special Account Report as required by the Planning Act. • Annual Reserve Report |
| <p>Related Legislation and Principles</p> | <p>CBCs and the DC-CBC Transition Reserve Fund are subject to the following legislation and principles:</p> <p>Planning Act</p> <ul style="list-style-type: none"> • Enables a municipality to establish a By-Law for CBCs and to collect fees in accordance with the By-Law and the Act. • Establishes an upper limit for the calculation of CBCs and various exemptions. • Requires that CBCs collected must be held in a special account that bears interest. The DC-CBC Transition Reserve Fund in conjunction with the Community Benefits Charges Reserve Fund (110500) has been designated as this special account. • Requires that at least 60 percent of the funds held in the special account at the beginning of the year be spent or allocated. • Requires that a special account report be prepared annually on the activities of the special account. <p>Canadian Public Sector Accounting Standards</p> <ul style="list-style-type: none"> • Developed by the Public Sector Accounting Board to establish standards for public sector accounting. <p>Municipal Act</p> <ul style="list-style-type: none"> • Establishes authority and responsibilities related to budgeting, reserve funds and debentures. <p>City of Hamilton CBC By-Law</p> <ul style="list-style-type: none"> • Outlines the specific regulations and procedures for the collection and use of CBCs for the City of Hamilton. <p>Requirements under the Planning Act and Canadian Public Sector Accounting Standards take precedence over the City of Hamilton's CBC By-Law should a conflict arise.</p> <p>Related City of Hamilton Policies</p> <ul style="list-style-type: none"> • Appropriation and Work-In-Progress Transfer Policy |



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| | <ul style="list-style-type: none"> • Debt Management Policy |
| <p>Definitions</p> | <p>“CBC” refers to Community Benefits Charges.</p> <p>“DC” refers to Development Charges.</p> <p>“DC-CBC Transition Reserve Fund” refers to the Community Benefits Charges Reserve Fund (110501).</p> |
| <p>Usage and Limitations</p> | <p>Compliance</p> <ul style="list-style-type: none"> • The City of Hamilton must comply with all requirements under the Planning Act, Canadian Public Sector Accounting Standards and any other applicable legislation. <p>Project Funding</p> <ul style="list-style-type: none"> • Funds held in the DC-CBC Transition Reserve Fund are to be used exclusively to fund eligible capital projects related to Airport and Parking services. • Funds are to be transferred from the DC-CBC Transition Reserve Funds to capital projects as expenses are incurred on a proportional basis. i.e., eligible growth share % * total expenses to date. • Appropriations of funding must conform to the City of Hamilton’s Capital Projects’ Budget Appropriation and Work-in Progress Transfer Policy. • All budgeted financing from the DC-CBC Transition Reserve Fund must be approved by Council. <p>External Borrowing</p> <ul style="list-style-type: none"> • External borrowing related to the DC-CBC Transition Reserve Fund is prohibited. <p>Internal Borrowing</p> <ul style="list-style-type: none"> • Internal borrowing from the DC-CBC Transition Reserve Fund is prohibited. <p>Deficits</p> <ul style="list-style-type: none"> • The DC-CBC Transition Reserve Fund is not permitted to enter a deficit position. <p>Reserve Period</p> |



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| | <ul style="list-style-type: none"> The DC-CBC Transition Reserve Fund is anticipated to close once all DC Deferrals related to Airport and Parking components are repaid and the Reserve Fund has reached a zero balance. |
| <p>Source of Funding</p> | <p>The sources of funding for the DC-CBC Transition Reserve Fund are:</p> <ul style="list-style-type: none"> Transfer from Airport and Parking DC Reserves: As of September 18, 2022, legislative changes to the Development Charges Act, 1997 prohibited collection of DCs for Airport and Parking Services. Funds within these DC reserves were transferred to the DC-CBC Transition Reserve Fund in accordance with Council adoption of the recommendations to Report FCS22015(b). Ongoing Transfers related to Airport and Parking DCs: The City of Hamilton has a Discretionary DC Deferral program for industrial, non-industrial and high-density residential developments and a Legislated Instalment program for rental and institutional developments (established under Section 26.1 of the <i>Development Charges Act, 1997</i>). Deferrals and Instalment Plans with rates prior to September 18, 2022 include charges for airport and parking DC services which continue to accrue interest. Annual transfers related to deferral interest will continue until all such DC deferrals are repaid. Interest: accrued on the balance in the reserve fund as legislatively permitted and distributed annually. <p>There are no alternative funding sources available, and no other funds are permitted to be held in the DC-CBC Transition Reserve Fund.</p> |
| <p>Target Balance</p> | <p>DC-CBC Reserve Fund balances are primarily driven by development activity and planned capital expenditures. The long-term target balance is nil as all funds shall be allocated to eligible growth projects.</p> <p>There is no maximum balance for the CBC Reserve Fund. Deficits are not permitted as outlined in the Usage and Limitations Section of this Policy.</p> |



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| Policy Owner | Director, Financial Planning, Administration and Policy, Corporate Services Department |
| Administration | <p>Responsible Department</p> <ul style="list-style-type: none"> Development Charges, Programs and Policies, Financial Planning, Administration and Policy, Corporate Services Department is responsible for the administration of the DC-CBC Transition Reserve Fund Policy. <p>Policy Updates</p> <ul style="list-style-type: none"> The DC-CBC Transition Reserve Fund Policy may be updated when legislated changes to the Planning Act or Council adopted changes to the CBC By-Law affect any component of the policy; or when municipal best practices are identified as conflicting with this Policy. <p>Policy Review Frequency</p> <ul style="list-style-type: none"> If no legislative or Council adopted changes occur, the Policy is to be reviewed, at a minimum during the completion of each CBC Strategy review. <p>Policy Update Process</p> <ul style="list-style-type: none"> Amendments to the DC-CBC Transition Reserve Fund Policy must be presented to Council for approval. |
| Version History | (1) 22-Jun-2022: Initial adoption of DC-CBC Transition Reserve Fund Policy |



DCPP-PL-001
PARKLAND DEDICATION CASH-IN-LIEU RESERVE FUND POLICY

Approval: Pending
 Audit Finance & Administration Committee Staff Report FCS24042

| RESERVE DETAILS | |
|---|---|
| Reserve Name | Parkland Dedication Cash-In-Lieu Reserve Fund ("PL Reserve Fund") |
| Reserve Number | 104090 |
| RESERVE POLICY | |
| Policy Statement | <p>The objective of the PL Reserve Fund Policy is to establish guidelines for use and ensure adequate financial oversight for the obligatory PL Reserve Fund.</p> <p>This Policy is prepared in accordance with the requirements of the <i>Planning Act, 1990</i> ("Planning Act").</p> |
| Scope | <p>This Policy applies to the obligatory PL Reserve Fund (104090).</p> <p>This Policy is applicable to all members of Council and Staff responsible for the allocation of funds to and from the PL Reserve Fund.</p> <p>This Policy replaces any existing PL Reserve Fund Policy.</p> |
| Purpose | <p>The purpose of the PL Reserve Fund is to hold and distribute funds collected in accordance with the Parkland Dedication By-Law. These funds are to be distributed exclusively for financing eligible parkland acquisitions and capital expenditures as approved by Council.</p> |
| Transparency | <p>The PL Reserve Fund Policy is to be made available to the public.</p> <p>Reserve expenditures and revenues are expected to be disclosed, except in the case of details for confidential transactions. The disclosure will be facilitated through:</p> <ul style="list-style-type: none"> • Annual Special Account Report as required by the Planning Act. • Annual Reserve Report. |
| Related Legislation and Principles | <p>PL and the PL Reserve Fund are subject to the following legislation and principles:</p> |



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| | <p>Planning Act</p> <ul style="list-style-type: none"> • Enables a municipality to establish a By-Law for PL and to collect fees in accordance with the By-Law and the Act. • Establishes an upper limit for the calculation of PL and various exemptions. • Requires that PL collected must be held in a special account that bears interest. The PL Reserve Fund has been designated as this special account. • Requires that at least 60 percent of the funds held in the special account at the beginning of the year be spent or allocated. • Requires that a special account report be prepared annually on the activities of the special account. <p>Canadian Public Sector Accounting Standards</p> <ul style="list-style-type: none"> • Developed by the Public Sector Accounting Board to establish standards for public sector accounting. <p>Municipal Act Establishes authority and responsibilities related to budgeting, reserve funds and debentures.</p> <p>City of Hamilton PL By-Law</p> <ul style="list-style-type: none"> • Outlines the specific regulations and procedures for the collection and use of PL Dedication fees for the City of Hamilton. <p>Requirements under the Planning Act and Canadian Public Sector Accounting Standards take precedence over the City of Hamilton’s PL By-Law should a conflict arise.</p> <p>Related City of Hamilton Policies</p> <ul style="list-style-type: none"> • Appropriation and Work-In-Progress Transfer Policy • Debt Management Policy |
| Definitions | <p>“PL” refers to Parkland Dedication.</p> <p>“PL Reserve Fund” refers to the Parkland Dedication Cash-In-Lieu Reserve Fund (104090).</p> |
| Usage and Limitations | <p>Compliance</p> <ul style="list-style-type: none"> • The City of Hamilton must comply with all requirements under the Planning Act, Canadian Public Sector Accounting Standards and any other applicable legislation. |



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| | <p>Project Funding</p> <ul style="list-style-type: none"> • Funds held in the PL Reserve Fund are to be used exclusively for the purposes of parks or other public recreational purposes in accordance with the Parks Master Plan or other Council approval. • Funds are to be transferred from the PL Reserve Fund to capital projects as expenses are incurred on a proportional basis. i.e., eligible growth share % * total expenses to date. • Appropriations of funding must conform to the City of Hamilton's Capital Projects' Budget Appropriation and Work-in Progress Transfer Policy. • All budgeted financing from the PL Reserve Fund must be approved by Council. <p>Internal Borrowing</p> <ul style="list-style-type: none"> • Internal borrowing from the PL Reserve Fund is prohibited. <p>External Borrowing</p> <ul style="list-style-type: none"> • External borrowing related to the PL Reserve Fund is prohibited. <p>Deficits</p> <ul style="list-style-type: none"> • The PL Reserve Fund is not permitted to enter a deficit position. <p>Reserve Period</p> <ul style="list-style-type: none"> • The PL Reserve Fund is expected to remain open indefinitely. |
| <p>Source of Funding</p> | <p>The sources of funding for the PL Reserve Fund are:</p> <ul style="list-style-type: none"> • PL Cash-In-Lieu charges: fee collected in-lieu of land dedication. PL is calculated in accordance with Sections 42, 51.1, 53 and Ontario Regulation 509/20 and Ontario Regulation 509/20 of the Planning Act and the City of Hamilton PL By-Law. • Proceeds from Sale of Land: if the City is conveyed land to satisfy the park land requirements of the Planning Act, then later sells that land, the proceeds shall be allocated to the PL Reserve Fund in accordance with subsection 42 (15) of the Planning Act. • Interest: accrued on the balance in the reserve fund as legislatively permitted and distributed annually. |



Hamilton

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| | There are no alternative funding sources available, and no other funds are permitted to be held in the PL Reserve Fund. |
| Target Balance | <p>PL Reserve Fund balances are primarily driven by development activity and planned capital expenditures. The long-term target balance is nil as all funds shall be allocated to eligible growth projects. The target minimum balance for the PL Reserve Fund in a given year is equivalent to the forecasted expenditures for the following year; after considering approved, but not yet transferred funds.</p> <p>There is no maximum balance for the PL Reserve Fund. Deficits are not permitted as outlined in the Usage and Limitations Section of this Policy.</p> |
| Policy Owner | Director, Financial Planning, Administration and Policy, Corporate Services Department |
| Administration | <p>Responsible Department</p> <ul style="list-style-type: none"> Development Charges, Programs and Policies, Financial Planning, Administration and Policy, Corporate Services Department is responsible for the administration of the PL Reserve Fund Policy. <p>Policy Updates</p> <ul style="list-style-type: none"> The PL Reserve Fund Policy may be updated when legislated changes to the Planning Act or Council adopted changes to the PL By-Law affect any component of the policy; or when municipal best practices are identified as conflicting with the policy. <p>Policy Review Frequency</p> <ul style="list-style-type: none"> If no legislative or Council adopted changes occur, the Policy is to be reviewed annually, at a minimum, during the completion of each PL By-Law review. <p>Policy Update Process</p> <ul style="list-style-type: none"> Amendments to the PL Reserve Fund Policy must be presented to Council for approval. |

Bill No.

CITY OF HAMILTON

BY-LAW NO.

**Being a By-law to amend By-law 22-158
"City of Hamilton Community Benefits Charges By-law, 2022"
To Revise Definitions and Policy Regarding
Calculation of Community Benefits Charges**

WHEREAS the Council of the City of Hamilton has adopted the Community Benefits Charges By-law 22-158;

WHEREAS the Council of the City of Hamilton has given notice and held a Public Meeting on _____, _____ regarding its proposals for this Community Benefits Charges By-law amendment;

WHEREAS the Council of the City of Hamilton, through its Audit, Finance and Administration Committee, has received written submissions and heard all persons who applied to be heard no matter in object to, or in support of, the said By-law amendment.

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

1. Section 1 of By-law 22-158 is hereby amended by removing Definitions (b) and (n) without replacement.
2. Section 1 of By-law 22-158 is hereby amended by replacing Definition (g) with the following:
 "Building Permit" means a building permit issued pursuant to the *Building Code Act* in relation to a building or structure;
3. Section 11 of By-law 22-158 is hereby amended by replacing the section with the following:

11. (a) Where there is Development or Redevelopment other than that described in subsection 12(b) and which requires one or more of the approvals set out in subsection 12(a), on land to which this By-law applies, the Community Benefits Charges payable pursuant to this By-law shall be four (4) percent of the value of the land being developed as of the Valuation Date.
 - (b) Land referred to in subsections 11(a) and 11(c) means the entire Parcel or Parcels on which the Development or Redevelopment is occurring regardless of whether the Development or Redevelopment is only on a part of the Parcel or Parcels or is a phase of a Development or Redevelopment.
 - (c) If a Development or Redevelopment consists of two or more above grade Buildings that will not be constructed concurrently, will be subject to separate building permits and are anticipated to be completed at different times, each phase of the Development or Redevelopment is deemed to be a separate Development or Redevelopment for the purposes of this By-law. For the purposes of this subsection an above grade shared podium structure which contains no residential units will not be considered part of a Building.
 - (d) The Community Benefits Charges for the Development or Redevelopment and any applicable exemptions or reductions will be calculated in accordance with Section 37(32) of the *Planning Act, 1990*.
 - (e) The amount of any credit pursuant to the calculation in accordance with Section 37(32) of the *Planning Act, 1990*, shall not exceed, in total, the amount of the Community Benefits Charges otherwise payable with respect to the Development or Redevelopment pursuant to this By-law. If the aforesaid calculation is zero or a negative value no CBC is payable, and no credit or refund will be payable.
4. Section 13 of By-law 22-158 is hereby amended by removing without replacement.
 5. Section 6 and Section 14 and the associated Schedule "A" of By-law 22-158 are hereby amended by removing without replacement.

6. The City Clerk is hereby authorized and directed to consolidate this and any other duly enacted amendments to By-law 22-158 into the main body of the said By-law, and to make any necessary and incidental changes to numbering and nomenclature thereof arising from the said consolidation.
7. This By-law shall come into force and take effect at 12:01 a.m. on the date following enactment.

PASSED this _____ , _____

A. Horwath
Mayor

M. Trennum
City Clerk

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR M. WILSON.....

SECONDED BY COUNCILLOR

**Locke Street Business Improvement Area (BIA) Pedestrianization 2024 Grant
(Ward 1)**

WHEREAS, small businesses represent 97.8% of all Canadian businesses, contributing almost half of the Gross Domestic Product (GDP) generated by the private sector and are collectively Canada’s largest employer, putting more than 5.7 million (46.8%) Canadians to work;

WHEREAS, the Locke Street Business Improvement Area (BIA) is composed of 90 active small businesses and approximately 55% of these businesses are female owned or co-owned;

WHEREAS, Tourism Hamilton promotes the Locke Street as one of Hamilton’s go-to destinations;

WHEREAS, the Locke Street BIA opened Locke Street South to pedestrians once a month on Sundays, July through October, for both dining and retail BIA members, in an effort to provide a safe engaging environment that promoted a friendly community space to neighbours and visitors to Locke Street; and

WHEREAS, the accumulative costs of road closures far exceeds the funds available to the Locke Street BIA.

THEREFORE, BE IT RESOLVED:

- (a) That a grant of an upset limit, not to exceed \$15,000, including contingency, be provided to the Locke Street Business Improvement Area and be funded from the Ward 1 Capital Discretionary Accounts #3302109100 (\$3,965.62) and #3302309100 (\$11,034.38), to help support safe street closures; 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.

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR T. JACKSON.....

SECONDED BY COUNCILLOR

Release of the City Enrichment Fund and Bridge Funding to Immigrant Culture and Art Association (ICAA), Waiving the Hold Policy on a One-Time Basis

WHEREAS, the Immigrant Culture and Art Association (ICAA) is a not-for-profit organization operating in Ward 3 that strives to make a positive difference in the lives of immigrants, newcomer and low-income artists in Hamilton since 2002 offering access to cultural and artistic workshops, materials, and activities;

WHEREAS, in June 2024, Council approved two City Enrichment Fund (CEF) grants to support the ICAA’s operations one for \$13,194 and a \$5,500 grant for the Newcomer Artist Digital Branding Project totaling \$18,694;

WHEREAS, ICAA was approved for an additional one-time Bridge funding of \$5,806 to further support their operations;

WHEREAS, successful CEF applicants are required to meet the obligations outlined in the CEF Guidelines and Funding Agreement, with any failure to do so resulting in future funding being withheld until all outstanding requirements are met and reported;

WHEREAS, due to ICAA’s 2023 budget being lower than projected, their 2023 CEF grant exceeded the 30% funding policy, leaving the organization in arrears to the City in the amount of \$9,965;

WHEREAS, the CEF program does not offer a repayment plan, requiring full repayment of arrears before any additional funding can be released; and

WHEREAS, ICAA will continue to hold arrears with the City and be required to repay the City before December 1, 2024.

THEREFORE, BE IT RESOLVED:

- (a) That the requirement for the Immigrant Culture and Art Association (ICAA) to repay its arrears before the release of the 2024 grants, be waived as a one-time exception; and
- (b) That any outstanding arrears due to the City of Hamilton by ICAA be recovered from the approved City Enrichment Fund (CEF) and Bridge funding until the debt is satisfied, prior to that organization receiving the balance of the approved payment of \$14,535.

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR T. McMEEKIN.....

SECONDED BY COUNCILLOR

H.E.A.R.T.’s (Healthy Education About Relationship Team) (Ward 15)

WHEREAS, Hamilton City Council has declared the prominence of domestic violence to be a crisis;

WHEREAS, the Healthy Youth Network, a Flamborough based charity has initiated a H.E.A.R.T.’s (Healthy Education About Relationship Team) program in two Hamilton High schools: Waterdown District High School and Sir Allan MacNab High School;

WHEREAS, the H.E.A.R.T.’s program’s primary goal is to discover and build valuable skills to help students build healthy relationships;

WHEREAS, a major focus of H.E.A.R.T.’s is to build student skills with the aim of curbing gender-based and violent youth dating through the creation of spaces where everyone can feel safe;

WHEREAS, this is a peer-to-peer program that involves ‘training the student trainer’ which has proved effective in the two schools where the program is offered;

WHEREAS, the Hamilton Wentworth District School Board is supportive of this program; and

WHEREAS, the Ward 15 Community Council at its recent meeting, after hearing a fulsome presentation unanimously endorsed support for this initiative.

THEREFORE, BE IT RESOLVED:

- (a) That the Healthy Youth Network be provided with a grant in support of the Healthy Education About Relationship Team’s (H.E.A.R.T.’s) work, funded from the Ward 15 Non-Property Tax Revenue Account (3301609615) at 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.

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR T. McMEEKIN.....

SECONDED BY COUNCILLOR

Banner Installation for Remembrance Day 2024 (Ward 15)

WHEREAS, the Royal Canadian Legion, Branch 551, and the Rotary Club of Flamborough AM, along with families of local veterans, have invested in a recognition program to acknowledge the military service of their loved ones through a veteran banner program;

WHEREAS, the Legion will have a permanent display and mounting system in place for 2025 and beyond but are working with the Waterdown Village Business Improvement Area (BIA) to display the banners on city lampposts on Hamilton Street for Remembrance Day 2024;

WHEREAS, the Rotary Club of Flamborough AM has budgeted to support the installation and the BIA has budgeted for the removal of veteran banners in 2024 but there is no budget for the temporary solution to accommodate for the format differences in the printed veteran banners and the BIA’s standard banner arm placement; and

WHEREAS, the Ward 15 Community Council at its recent meeting, after hearing a fulsome presentation unanimously endorsed support for this initiative.

THEREFORE, BE IT RESOLVED:

- (a) That the Royal Canadian Legion, Branch 551 be provided with a grant in order to ensure that the banners are installed for Remembrance Day 2024, funded from the Ward 15 Non-Property Tax Revenue Account (3301609615)at an upset limit, including contingency, not to exceed \$815.
- (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.

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR T. McMEEKIN.....

SECONDED BY COUNCILLOR

Waterdown Museum of Hope (Ward 15)

WHEREAS, the Museum of Hope has become a popular attraction for local citizens and tourists;

WHEREAS, this award-winning and nationally recognized historical showpiece continues to inspire a deeper understanding of military history;

WHEREAS, a new display case is required to fill a missing gap in Canada’s proud military history, namely veterans who have served in Afghanistan; and

WHEREAS, the Ward 15 Community Council has unanimously endorsed support of the Museum of Hope as a local priority.

THEREFORE, BE IT RESOLVED:

- (a) That the Waterdown Museum of Hope be provided with a grant in support of the purchase of the required display case, funded from the from the Ward 15 Non-Property Tax Revenue Account (3301609615), at an upset limit, including contingency, not to exceed \$6,000; 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

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR T. McMEEKIN.....

SECONDED BY COUNCILLOR

Flamborough Connects (Ward 15)

WHEREAS, Flamborough Connects strives, as their name suggests, to connect local services to the people of Ward 15 and rural Flamborough;

WHEREAS, given the nature of our community, there are many seniors, rural residents and others who do not enjoy the ability to access digitally shared information;

WHEREAS, Flamborough Connects has identified five specific broad-based information gaps, namely: frauds and scams; transportation (including DARTS); housing, food security and emergency services;

WHEREAS, the production and distribution of a series of five issue brochures (that will also be available digitally), is seen as the best way to ensure a growing awareness of and access to service information, and

WHEREAS, the Ward 15 Community Council recently and unanimously endorsed support of Flamborough Connects to proceed with this initiative.

THEREFORE, BE IT RESOLVED:

- (a) That Flamborough Connects be provided with a grant in support of the production and distribution of a series of five issue brochures, funded from the from the Ward 15 Non-Property Tax Revenue Account (3301609615), at an upset limit, including contingency, not to exceed \$5,400;
- (b) That the funds allocated and distributed through the grant be exempt on a one-time basis and not be counted toward any formula that restricts regular funding from the City including the City Enrichment Fund (e.g. the City's 30% formula); and
- (c) 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.

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR C. CASSAR.....

SECONDED BY COUNCILLOR

Amendment to Item 7 of the Planning Committee Report 23-018, respecting Appeal to the Ontario Land Tribunal (OLT) for lands located at 909 North Waterdown Drive, Waterdown, for Lack of Decision on Urban Hamilton Official Plan Amendment Application (ZAC-22-032/UHOPA-22-018) (LS23006(a)) (Ward 15), which was approved by Council on November 8, 2023

WHEREAS, staff were directed by Council on November 8, 2023, to maintain the confidentiality of the closed session recommendations (a), (b), and (c) attached to Report LS23006(a) and Appendices “A” and “B” until they are released publicly as the City’s position before the Ontario Land Tribunal; and

WHEREAS, an amendment to Item 7 of the Planning Committee Report 23-018 is required to reflect the correct direction.

THEREFORE, BE IT RESOLVED:

That Item 7 of the Planning Committee Report 23-018, respecting Appeal to the Ontario Land Tribunal (OLT) for lands located at 909 North Waterdown Drive, Waterdown, for Lack of Decision on Urban Hamilton Official Plan Amendment Application (ZAC-22-032/UHOPA-22-018) (LS23006(a)) (Ward 15) (Item 15.2), be **amended**, as follows:

- 7. Appeal to the Ontario Land Tribunal (OLT) for lands located at 909 North Waterdown Drive, Waterdown, for Lack of Decision on Urban Hamilton Official Plan Amendment Application (ZAC-22-032/UHOPA-22-018) (LS23006(a)) (Ward 15) (Item 15.2)**

That Report LS23006(a), respecting Appeal to the Ontario Land Tribunal (OLT) for lands located at 909 North Waterdown Drive, Waterdown, for Lack of Decision on Urban Hamilton Official Plan Amendment Application (ZAC-22-032/UHOPA-22-018) (LS23006(a)) (Ward 15) (Item 15.2), be **amended**, by replacing sub-sections (b) and (c) with new wording, as follows:

- (a) That the directions to staff in closed session respecting Report LS23006(a) be approved;

~~(b) That the directions to staff in closed session with respect to Report LS23006(a) be released to the public, following approval by Council; and,~~

(b) *That closed session recommendations (a), (b), and (c) attached to Report LS23006(a) and Appendices "A" and "B" hereto, be approved and remain confidential until made public as the City's position before the Ontario Land Tribunal; and,*

~~(c) That the balance of Report LS23006(a) and its Appendices remain confidential.~~

(c) *That the balance of Report LS23006(a) remain confidential.*

Main Motion, As **Amended**, to read as follows:

7. **Appeal to the Ontario Land Tribunal (OLT) for lands located at 909 North Waterdown Drive, Waterdown, for Lack of Decision on Urban Hamilton Official Plan Amendment Application (ZAC-22-032/UHOPA-22-018) (LS23006(a)) (Ward 15) (Item 15.2)**

(a) That the directions to staff in Closed Session respecting Report LS23006(a), be approved;

(b) *That closed session recommendations (a), (b), and (c) attached to Report LS23006(a) and Appendices "A" and "B" hereto, be approved and remain confidential until made public as the City's position before the Ontario Land Tribunal; and,*

(c) *That the balance of Report LS23006(a) remain confidential.*

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR C. CASSAR.....

SECONDED BY COUNCILLOR

Amendment to Item 11 of the Planning Committee Report 24-002, respecting Appeal to the Ontario Land Tribunal for lands located at 487 Shaver Road, Hamilton, for Lack of Decision on Official Plan Amendment Application (UHOPA-22-002) and Zoning By-law Amendment Application (ZAC-22-005) (LS23038(a)) (Ward 12), which was approved by Council on February 14, 2024

WHEREAS, staff were directed by Council on February 14, 2024, to approve closed session recommendations (a), (b), and (c), along with Schedules 3 and 4 to Appendix “A” of Report LS23038(a) and to maintain the confidentiality of the recommendations (a), (b), and (c), along with Schedules 3 and 4 to Appendix “A” of Report LS23038(a) and any additional documentation submitted to the Ontario Land Tribunal, prepared in accordance with Report LS23038(a) until they are released publicly as the City’s position before the Ontario Land Tribunal; and

WHEREAS, an amendment to Item 11 of the Planning Committee Report 24-002 is required to reflect the correct direction.

THEREFORE, BE IT RESOLVED:

That Item 11 of the Planning Committee Report 24-002, respecting Appeal to the Ontario Land Tribunal for lands located at 487 Shaver Road, Hamilton, for Lack of Decision on Official Plan Amendment Application (UHOPA-22-002) and Zoning By-law Amendment Application (ZAC-22-005) (LS23038(a)) (Ward 12) (Added Item 15.3), be **amended**, as follows;

- 11. Appeal to the Ontario Land Tribunal for lands located at 487 Shaver Road, Hamilton, for Lack of Decision on Official Plan Amendment Application (UHOPA-22-002) and Zoning By-law Amendment Application (ZAC-22-005) (LS23038(a)) (Ward 12) (Added Item 15.3)**

That Report LS23038(a), respecting Appeal to the Ontario Land Tribunal for lands located at 487 Shaver Road, Hamilton, for Lack of Decision on Official Plan Amendment Application (UHOPA-22-002) and Zoning By-law Amendment Application (ZAC-22-005) (LS23038(a)) (Ward 12) (Added Item 15.3), be **amended**, by replacing sub-section (b) with new wording, as follows:

- (a) That the directions to staff in Closed Session respecting Report LS23038(a), be approved;
- ~~(b) ***That recommendations (a), (b) and (c) contained in Report LS23038(a) remain confidential until made public coincident with staff's presentation of the City's position to the Tribunal; and,***~~
- (b) ***That closed session recommendations (a), (b), and (c) to this Report be approved and, along with Schedules 3 and 4 to Appendix "A", remain confidential until made public as the City's position before the Ontario Land Tribunal, along with any additional documentation submitted to the Ontario Land Tribunal, prepared in accordance with this Report; and,***
- (c) That the balance of Report LS23038(a) remain confidential.

Main Motion, As ***Amended***, to read as follows:

- 11. **Appeal to the Ontario Land Tribunal for lands located at 487 Shaver Road, Hamilton, for Lack of Decision on Official Plan Amendment Application (UHOPA-22-002) and Zoning By-law Amendment Application (ZAC-22-005) (LS23038(a)) (Ward 12) (Added Item 15.3)**
 - (a) That the directions to staff in Closed Session respecting Report LS23006(a), be approved;
 - (b) ***That closed session recommendations (a), (b), and (c) to this Report be approved and, along with Schedules 3 and 4 to Appendix "A", remain confidential until made public as the City's position before the Ontario Land Tribunal, along with any additional documentation submitted to the Ontario Land Tribunal, prepared in accordance with this Report; and,***
 - (c) That the balance of Report LS23038(a) remain confidential.

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR M. WILSON.....

SECONDED BY COUNCILLOR

“Solve the Crisis” Campaign

WHEREAS, there is a humanitarian crisis unfolding in cities, large and small, urban and rural, across Ontario that needs immediate action of all levels of government, starting with the Province of Ontario;

WHEREAS, the homelessness, mental health and addictions crisis continues to grow with 3432 drug related deaths in Ontario in 2023 as well as with an estimated 234,000 Ontarians experiencing homelessness and over 1400 homeless encampments known to exist across Ontario communities in 2023;

WHEREAS, municipalities are stepping up and working with community partners to put in place community-specific solutions to manage this crisis but municipalities lack the capacity and resources to address the magnitude and increasingly complex health care and housing issues alone;

WHEREAS, the City of Hamilton on October 9, 2024 endorsed the Region of Waterloo’s call to action around the “Solve the Crisis” Campaign led by the Ontario Big City Mayors and has declared a state of emergency for homelessness, mental health and addictions in April, 2023;

WHEREAS, residents of the City of Hamilton are investing close to \$200 per capita in housing, significantly higher than other municipalities, and more than double the investment of the provincial and federal governments combined;

WHEREAS, mental health care, addiction treatment and supportive housing are provincial responsibilities;

WHEREAS, the use of property taxes to address the acuity of need and visible suffering is not suitable nor sustainable and represents a significant burden to local taxpayers and businesses;

WHEREAS, the people of Ontario deserve and need an Ontario Action Plan with a commitment of coordinated and sustainable funding to fill the obvious gaps in the health and housing systems and relieve the pressure on emergency departments, first responders and local taxpayers, while recognizing the mobility of Ontario residents in search of care;

WHEREAS, the Region of Waterloo, the Eastern Ontario Wardens' Caucus, Western Ontario Wardens' Caucus and Eastern Ontario Mayors' Caucus have joined the call to action around the "Solve the Crisis" Campaign led by the Ontario Big City Mayors;

WHEREAS, the Ontario Big City Mayors are calling on Ontario local governments and residents to join in the call for action and solve the crisis with the following requests:

- Appoint a responsible ministry and Minister with the appropriate funding and powers as a single point of contact to address the full spectrum of housing needs as well as mental health, addictions and wrap around supports.
- This single Minister must strike a task force with sector representatives including municipalities, health care leaders, first responders, community services, the business community, and the tourism industry to develop an Ontario Action Plan.
- Provide municipalities with the tools and resources to transition those living in encampments to more appropriate supports, when deemed necessary.
- Commit to funding the services our unhoused population needs, community by community, to fill in gaps in the system.
- Invest in 24/7 community hubs or crisis centres to relieve pressure on emergency departments and first responders.

THEREFORE, BE IT RESOLVED:

- (a) That Hamilton City Council reaffirms their endorsement of the Solve the Crisis Campaign which calls on provincial and federal governments to commit to immediate action to solve the Humanitarian Crisis that Hamilton and all of Ontario is facing as the numbers of unhoused individuals and those suffering with mental health & addictions grows exponentially;
- (b) That Council calls on the residents across the City of Hamilton to join the municipality in appealing to the provincial and federal governments for support by visiting SolveTheCrisis.ca and showing support;
- (c) That City staff be requested to profile and promote the SolveTheCrisis.ca campaign on City communication and engagement platforms; and
- (d) That a copy of this motion be sent to:
 - The Right Honourable Justin Trudeau, Prime Minister of Canada
 - The Honourable Sean Fraser, Minister of Housing, Infrastructure and Communities of Canada
 - The Honourable Doug Ford, Premier of Ontario
 - The Honourable Sylvia Jones, Deputy Premier and Minister of Health
 - The Honourable Paul Calandra, Minister of Municipal Affairs and Housing

- The Honourable Michael Parsa, Minister of Children, Community and Social Services
- The Honourable Michael Tibollo, Associate Minister of Mental Health and Addictions
- The Honourable Neil Lumsden, Minister of Sport, Member of Provincial Parliament Hamilton East-Stoney Creek
- Donna Skelly, Member of Provincial Parliament, Flamborough-Glanbrook
- The Honourable Filomena Tassi, Minister responsible for the Federal Economic Development Agency for Southern Ontario, Member of Parliament, Hamilton West-Ancaster-Dundas
- Chad Collins, Member of Parliament, Hamilton East-Stoney Creek
- Other area MPPs and MPs
- The Association of Municipalities of Ontario
- Ontario's Big City Mayors and
- The Federation of Canadian Municipalities

CITY OF HAMILTON

MOTION

Council Date: October 23, 2024

MOVED BY COUNCILLOR J. BEATTIE.....

SECONDED BY COUNCILLOR

Release of the City Enrichment Fund and Appeal Funding to the Winona Peach Festival, Waiving the Requirement for Audited Financial Statements

WHEREAS, the Winona Peach Festival, established in 1967, is a not-for-profit organization that presents an annual festival celebrating Hamilton’s fruit-growing season and rural communities;

WHEREAS, in June 2024, Council approved a City Enrichment Fund (CEF) grant totaling \$60,695 to support the festival delivery;

WHEREAS, the Winona Peach Festival was approved for an additional one-time Appeal funding of \$7,570;

WHEREAS, CEF applicants requesting grants of \$30,000 or more are required to submit audited financial statements;

WHEREAS, successful CEF applicants are required to meet the obligations set out in the CEF Guidelines and Funding Agreement, with any non-compliance resulting in withheld future funding until all outstanding requirements are met;

WHEREAS, in November 2023, the Winona Peach Festival committed to preparing audited statements to meet CEF requirements;

WHEREAS, the Winona Peach Festival experienced substantial loss of financial documents and records due to extenuating circumstances, preventing the preparation of the most recent audited financial statements; and

WHEREAS, an Engagement Report has been submitted in the interim, and the festival has committed to submitting audited financial statements in subsequent years.

THEREFORE, BE IT RESOLVED:

- (a) That the requirement of audited financial statements for the release of 2024 grants to the Winona Peach Festival be waived as a one-time exception due to extenuating circumstances; and
- (b) That staff are authorized to release the \$60,695 City Enrichment Fund grant and \$7,570 Appeal funding to the Winona Peach Festival.

COUNCIL COMMUNICATION UPDATES

October 4, 2024 to October 17, 2024

Council received the following Communication Updates during the time period listed above, the updates are also available to the public on City's website, as per Section 5.18 of By-law 21-021 (A By-Law To Govern the Proceedings of Council and Committees of Council) a member of Council may refer any of the items listed below, to a Standing Committee by contacting the Clerk and it will be placed on the next available agenda of the respective Standing Committee.

| Item Number | Date | Department | Subject |
|-------------|------------------|------------------------------|--|
| 1 | October 8, 2024 | Healthy and Safe Communities | 2024 HamOntYouth Summit |
| 2 | October 16, 2024 | Corporate Services | City of Hamilton 'AAA' Credit Rating (City Wide) |



COMMUNICATION UPDATE

| | |
|--------------------------|--|
| TO: | Mayor and Members City Council |
| DATE: | October 8, 2024 |
| SUBJECT: | 2024 HamOntYouth Summit |
| WARD(S) AFFECTED: | City Wide |
| SUBMITTED BY: | Brenda Bax Acting Director, Children's and Community Services |
| SIGNATURE: | <i>BBax</i> |

Last year, Hamilton's Youth Strategy launched its first Youth Summit building off the recommendation of the strategy to 'enhance youth engagement and leadership opportunities'. This year, the 2nd Annual HamOntYouth Summit presented by RBC will be held on Tuesday, October 22, 2024. The purpose of this communication update is to provide details about the upcoming event.

Working in partnership with local school boards, we anticipate over 300 youth will attend the event held at the Hamilton-Wentworth District School Board's Education Centre.

This event will engage various partners to enhance youth engagement and leadership opportunities:

- The City of Hamilton will not incur direct costs to this event thanks to the generous title sponsorship provided by RBC, and supporting sponsorship provided by Alectra.
- This year's Summit is being offered in partnership with both the Hamilton-Wentworth District School Board, Hamilton-Wentworth Catholic District School Board, and Conseil Scolaire Viamonde. Activities will be held during the school day, ensuring youth from every school can attend.
- A Community Services Fair will be offered, providing youth with direct access to over 30 local agencies and organizations. The fair will allow youth to explore resources and opportunities that support their development and well-being.
- Vendors supporting this event will be intentionally selected as either youth-led entrepreneurs or social enterprise organizations.
- Breakout room discussions to capture youth voices on critical issues will be facilitated by a youth-led organization, Model City Hall.

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: 2nd Annual HamOntYouth Summit Presented by RBC (City Wide) -
Page 2 of 2**

- Skill development workshops will be made available to attendees, hosted by community partners specializing in career planning, financial literacy, team building, public engagement, and more.

This 2nd Annual HamOntYouth Summit is an integral part of the City's Youth Strategy. Youth engagement data collected throughout the event will be published in the post-event report. This report will include recommendations on how to mobilize and utilize youth voice to inform critical issues faced by young people.

Should you have further questions, please contact Brenda Bax, Acting Director Children's and Community Services Division by email at Brenda.Bax@hamilton.ca or by phone at 905-973-4463.

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COMMUNICATION UPDATE

| | |
|--------------------------|--|
| TO: | Mayor and Members City Council |
| DATE: | October 16, 2024 |
| SUBJECT: | City of Hamilton 'AAA' Credit Rating (City Wide) |
| WARD(S) AFFECTED: | City Wide |
| SUBMITTED BY: | Mike Zegarac General Manager, Finance and Corporate Services Corporate Services Department |
| SIGNATURE: |  |

On October 15, 2024, in its annual credit rating review, S&P Global Ratings released its Research Update for the City of Hamilton. S&P Global Ratings affirmed its 'AAA' long-term issuer credit and senior unsecured debt ratings on the City of Hamilton. The outlook is stable.

The rating of 'AAA' is the highest possible rating on S&P Global Ratings' rating scale. The City of Hamilton has maintained its credit rating of 'AAA' since June 1, 2022, when S&P Global Ratings raised the credit rating to 'AAA' from 'AA+'.

In the published report, the rating agency reported that the City will undertake larger-than-historical capital spending for infrastructure and maintenance requirements in the next several years, which they expect will generate larger after-capital deficits over the outlook horizon. S&P Global Ratings state that the stable outlook for the City reflects S&P Global Rating's view that the City's credit fundamentals will allow the City to have a higher level of spending while maintaining robust overall results.

S&P Global Ratings Update references a downside scenario which would represent a negative rating action in the next two years if a slow response by the City to changing operating conditions led to capital spending beyond expectations.

S&P Global Ratings Research Update references the City's ransomware attack on February 25, 2024 and states that they view management's response as commensurate to their assessment of the City's prudent financial management.

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SUBJECT: City of Hamilton 'AAA' Credit Rating (City Wide) – Page 2 of 2

S&P Global Ratings cite that Hamilton continues to show characteristics of a resilient economy, including thorough diversification and continues to have very high liquidity as a key credit strength.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" - S&P Global Ratings, Research Update: City of Hamilton 'AAA' Ratings Affirmed; Outlook Remains Stable

Research Update:

City of Hamilton 'AAA' Ratings Affirmed; Outlook Remains Stable

October 15, 2024

Overview

- Driven by infrastructure and maintenance requirements, the City of Hamilton will undertake a larger-than-historical level of capital spending in the next several years, as well as some related debt issuance.
- However, we expect that operating results will remain strong and stable, and that liquidity will remain more than sufficient to cover debt service.
- Therefore, S&P Global Ratings affirmed its 'AAA' long-term issuer credit and senior unsecured debt ratings on Hamilton.
- The stable outlook reflects our view that, although we expect larger after-capital deficits, its credit fundamentals will allow the city to execute a higher level of spending while maintaining robust overall results.

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CRISIL Global Analytical Center, an
S&P affiliate, Mumbai

Rating Action

On Oct. 15, 2024, S&P Global Ratings affirmed its 'AAA' long-term issuer credit and senior unsecured debt ratings on the City of Hamilton, in the Province of Ontario. The outlook is stable.

Outlook

The stable outlook reflects S&P Global Ratings' expectations that, in the next two years, the city will maintain its prudent long-term financial planning and risk management policies such that its budgetary performance remains strong, while generating after-capital deficits in the service of its large capital plan. We expect the debt burden will remain relatively stable and that the city's liquidity position will remain very high.

Downside scenario

We could take a negative rating action in the next two years if a slow response by the city to

Research Update: City of Hamilton 'AAA' Ratings Affirmed; Outlook Remains Stable

changing operating conditions led to capital spending beyond expectations such that deficits rose above 10% on average, or additional borrowing increased the debt burden to more than 30% of operating revenues during the outlook horizon.

Rationale

To support its expanding economy, Hamilton is set to undertake a large capital plan focusing on key water and wastewater infrastructure upgrades, transit service improvements, and cyber security investments. As a result, we expect this plan will drive after-capital deficits of greater than 5% over the outlook horizon and a moderate increase in the city's debt burden. At the same time, we expect that Hamilton's economy will remain broad and diversified, allowing the city to generate continuous high operating balances and maintain liquidity more than sufficient to cover 12 months of debt service.

Supportive institutions and prudent financial management practices will bolster Hamilton's creditworthiness.

We believe Hamilton demonstrates characteristics of a resilient economy, including thorough diversification. Although historically rooted in steel production, the economy has expanded into other sectors, including advanced manufacturing, aerospace, agribusinesses, food processing, life sciences, digital media, and goods transport. The city's accessible location on the edge of the Greater Toronto Area supports its ability to attract business and investment. Although municipal GDP data are unavailable, we believe that Hamilton's GDP per capita is in line with the national level, which we estimate will be about US\$53,400 in 2024.

In our view, Hamilton demonstrates prudent financial management policies. Its planning is facilitated by a four-year budget outlook and multiyear business plans. These plans complement the city's thorough and transparent disclosure; long-term financial sustainability plans; long-term operating and spending forecasts; and robust policies for investments, debt, and risk management.

On Feb. 25, 2024, Hamilton was subject to a ransomware attack that affected the vast majority of its systems. The city was able to quickly contain the attack without paying the ransom nor was any personal identifying information compromised. Since containing the attack, Hamilton has been rebuilding its operations from extensive backups, taking the opportunity provided by the attack to reinforce its cyber preparedness initiatives through additional capital spending. At the same time, the full cost of responding to and recovering from the attack is unknown although regular costing updates to-date have been provided. As a result of the attack, the city has seen delays in the release of year-end financial statements. However, we view management's nimble response as commensurate with our assessment of its prudent financial management and assume a timely return to regular financial reporting.

As do other Canadian municipalities, Hamilton benefits from an extremely predictable and supportive local and regional government framework that has demonstrated high institutional stability and evidence of systemic extraordinary support in times of financial distress. Most recently through the pandemic, senior levels of government provided operating and transit-related grants to municipalities, in addition to direct support to individuals and businesses. Although provincial governments mandate a significant proportion of municipal spending, they also provide operating fund transfers and impose fiscal restraint through legislative requirements to pass balanced operating budgets. Municipalities generally have the ability to match expenditures well with revenues, except for capital spending, which can be

Research Update: City of Hamilton 'AAA' Ratings Affirmed; Outlook Remains Stable

intensive. Any operating surpluses typically fund capital expenditures and future liabilities (such as postemployment obligations) through reserve contributions. Municipalities have demonstrated a track record of strong budget results and, therefore, debt burdens, on average, are low relative to those of global peers and growth over time has been modest.

Elevated capital spending will require some moderate debt issuance over the outlook horizon, though both will remain manageable.

Given the key capital expenditures planned to enable growth, we expect that Hamilton's spending on these projects will increase notably from prior years. In our base-case scenario for 2022-2026, we expect the city to generate after-capital deficits averaging just above 6% and spend an average of C\$800 million in the forecast years. This spending will be primarily for investments in water and wastewater treatment facilities across the city, as well as infrastructure developments and transit services. Apart from these, the city's planned C\$3.4 billion light-rail transit project is expected to continue largely apace, with funding wholly the responsibility of senior levels of government. At the same time, we expect that its stable property tax base will allow Hamilton to generate operating balances averaging 13% over the base-case period.

In 2024-2026, Hamilton plans to issue about C\$212 million of debt, consisting of both mortgages and debentures, to fund part of its capital projects. Nevertheless, we expect tax-supported debt will remain relatively stable and will represent about 18% of operating revenues by year-end 2026, as debt repayment helps to offset new debt issuance. Beyond the outlook horizon, we expect the city will issue additional debt to fund its capital plan. We expect its interest burden will remain low through the outlook horizon despite planned issuances, representing less than 1% of adjusted operating revenues in all years. We also believe the city's exposure to contingent liabilities is limited.

In our view, Hamilton's liquidity is a key credit strength. We estimate total free cash in the next 12 months will be enough to cover over 8x the estimated debt service for the period. We expect this ratio will remain well above 100% during the outlook horizon.

City of Hamilton – Selected Indicators

Table 1

City of Hamilton--Selected indicators

| (Mil. C\$) | --Fiscal year ended Dec. 31-- | | | | | |
|--|-------------------------------|-------|--------|--------|--------|--------|
| | 2021 | 2022 | 2023bc | 2024bc | 2025bc | 2026bc |
| Operating revenues | 1,826 | 1,892 | 1,972 | 2,047 | 2,135 | 2,227 |
| Operating expenditures | 1,585 | 1,648 | 1,715 | 1,790 | 1,850 | 1,919 |
| Operating balance | 241 | 244 | 257 | 257 | 285 | 308 |
| Operating balance (% of operating revenues) | 13.2 | 12.9 | 13.0 | 12.6 | 13.3 | 13.8 |
| Capital revenues | 139 | 123 | 209 | 282 | 327 | 272 |
| Capital expenditures | 447 | 320 | 571 | 770 | 892 | 741 |
| Balance after capital accounts | (67) | 46 | (105) | (231) | (281) | (161) |
| Balance after capital accounts (% of total revenues) | (3.4) | 2.3 | (4.8) | (9.9) | (11.4) | (6.5) |

Research Update: City of Hamilton 'AAA' Ratings Affirmed; Outlook Remains Stable

Table 1

City of Hamilton--Selected indicators (cont.)

| (Mil. C\$) | --Fiscal year ended Dec. 31-- | | | | | |
|---|-------------------------------|--------|--------|--------|--------|--------|
| | 2021 | 2022 | 2023bc | 2024bc | 2025bc | 2026bc |
| Debt repaid | 52 | 52 | 41 | 38 | 43 | 39 |
| Gross borrowings | 17 | 4 | 2 | 4 | 148 | 60 |
| Balance after borrowings | (102) | (2) | (143) | (266) | (176) | (140) |
| Direct debt (outstanding at year-end) | 401 | 353 | 315 | 280 | 385 | 406 |
| Direct debt (% of operating revenues) | 22.0 | 18.7 | 16.0 | 13.7 | 18.0 | 18.3 |
| Tax-supported debt (outstanding at year-end) | 401 | 353 | 315 | 280 | 385 | 406 |
| Tax-supported debt (% of consolidated operating revenues) | 22.0 | 18.7 | 16.0 | 13.7 | 18.0 | 18.3 |
| Interest (% of operating revenues) | 0.6 | 0.5 | 0.4 | 0.4 | 0.6 | 0.6 |
| National GDP per capita (single units) | 65,825 | 72,249 | 72,127 | 72,553 | 74,508 | 76,835 |

The data and ratios above result in part from S&P Global Ratings' own calculations, drawing on national as well as international sources, reflecting S&P Global Ratings' independent view on the timeliness, coverage, accuracy, credibility, and usability of available information. The main sources are the financial statements and budgets, as provided by the issuer. bc--Base case reflects S&P Global Ratings' expectations of the most likely scenario.

Ratings Score Snapshot

Table 2

City of Hamilton -- Rating component scores

| Key rating factors | Scores |
|----------------------------|--------|
| Institutional framework | 1 |
| Economy | 1 |
| Financial management | 2 |
| Budgetary performance | 3 |
| Liquidity | 1 |
| Debt burden | 1 |
| Stand-alone credit profile | aaa |
| Issuer credit rating | AAA |

S&P Global Ratings bases its ratings on non-U.S. local and regional governments (LRGs) on the six main rating factors in this table. In the "Methodology For Rating Local And Regional Governments Outside Of The U.S.," published on July 15, 2019, we explain the steps we follow to derive the global scale foreign currency rating on each LRG. The institutional framework is assessed on a six-point scale: 1 is the strongest and 6 the weakest score. Our assessments of economy, financial management, budgetary performance, liquidity, and debt burden are on a five-point scale, with 1 being the strongest score and 5 the weakest.

Key Sovereign Statistics

Sovereign Risk Indicators, Oct. 7, 2024. An interactive version is available at <http://www.spratings.com/sri>

Research Update: City of Hamilton 'AAA' Ratings Affirmed; Outlook Remains Stable

Related Criteria

- General Criteria: Environmental, Social, And Governance Principles In Credit Ratings, Oct. 10, 2021
- Criteria | Governments | International Public Finance: Methodology For Rating Local And Regional Governments Outside Of The U.S., July 15, 2019
- General Criteria: Principles Of Credit Ratings, Feb. 16, 2011

Related Research

- Economic Outlook Canada Q4 2024: Further Rate Cuts Will Accelerate Growth, Sept. 24, 2024
- Risk Indicators For Canadian Local And Regional Governments: Strong Fiscal Management Is Key To Withstand Population Pressures, Sept. 19, 2024
- Canadian Municipalities Employ Flexibilities Within Fiscal Framework To Temper Cost Pressures, April 2, 2024
- Sector And Industry Variables | Criteria | Governments | Sovereigns: Sovereign Rating Methodology, March 26, 2024
- S&P Global Ratings Definitions, June 9, 2023

In accordance with our relevant policies and procedures, the Rating Committee was composed of analysts that are qualified to vote in the committee, with sufficient experience to convey the appropriate level of knowledge and understanding of the methodology applicable (see 'Related Criteria And Research'). At the onset of the committee, the chair confirmed that the information provided to the Rating Committee by the primary analyst had been distributed in a timely manner and was sufficient for Committee members to make an informed decision.

After the primary analyst gave opening remarks and explained the recommendation, the Committee discussed key rating factors and critical issues in accordance with the relevant criteria. Qualitative and quantitative risk factors were considered and discussed, looking at track-record and forecasts.

The committee's assessment of the key rating factors is reflected in the Ratings Score Snapshot above.

The chair ensured every voting member was given the opportunity to articulate his/her opinion. The chair or designee reviewed the draft report to ensure consistency with the Committee decision. The views and the decision of the rating committee are summarized in the above rationale and outlook. The weighting of all rating factors is described in the methodology used in this rating action (see 'Related Criteria And Research').

Ratings List

Ratings Affirmed

Hamilton (City of)

Issuer Credit Rating AAA/Stable/--

Research Update: City of Hamilton 'AAA' Ratings Affirmed; Outlook Remains Stable

Ratings Affirmed

Hamilton (City of)

Senior Unsecured AAA

Certain terms used in this report, particularly certain adjectives used to express our view on rating relevant factors, have specific meanings ascribed to them in our criteria, and should therefore be read in conjunction with such criteria. Please see Ratings Criteria at www.spglobal.com/ratings for further information. Complete ratings information is available to RatingsDirect subscribers at www.capitaliq.com. All ratings affected by this rating action can be found on S&P Global Ratings' public website at www.spglobal.com/ratings.

Research Update: City of Hamilton 'AAA' Ratings Affirmed; Outlook Remains Stable

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Authority: Item 14, Committee of the Whole Report 01-003 (FCS01007)
 CM: February 6, 2001 Ward: 6,9,10,12,13

Bill No. 184

CITY OF HAMILTON

BY-LAW NO. 24-

To Amend By-law No. 01-218, as amended, Being a By-law To Regulate On-Street Parking

WHEREAS Section 11(1)1 of the *Municipal Act, S.O. 2001, Chapter 25*, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating parking and traffic on highways subject to the *Highway Traffic Act*;

AND WHEREAS on the 18th day of September, 2001, the Council of the City of Hamilton enacted By-law No. 01-218 to regulate on-street parking;

AND WHEREAS it is necessary to amend By-law No. 01-218, as amended.

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

- By-law No. 01-218, as amended, is hereby further amended by adding/deleting from the identified Schedules and Sections noted in the table below as follows:

| Schedule | Section | Highway | Side | Location | Duration | Times | Days | Adding/ Deleting |
|-------------------|---------|-----------------------------|--------------|--|----------|-------------|-------------------------|---------------------|
| 6 - Time Limit | E | Broker | North | Brentwood to Kingslea | 1 hr | 8 am - 3 pm | Mon - Fri Sep - June | Deleting |
| 6 - Time Limit | E | MacIntosh Drive | East | East Leg, Macintosh Drive to 275 metres north thereof | 2 hr | 8 am - 4 pm | Mon - Fri Sep-May | Adding |
| Schedule | Section | Highway | Side | Location | | Times | | Adding/ Deleting |
| 8 - No Parking | F | MacIntosh Drive | North & East | Puritan Street easterly and southerly to MacIntosh Drive | | Anytime | | Deleting |
| 8 - No Parking | F | Christina Avenue | East | Barton Street to southerly end, including cul-de-sac | | Anytime | | Adding |

To Amend By-law No. 01-218, as amended, Being
a By-law to Regulate On-Street Parking

| | | | | | | |
|----------------|---|------------------------------|--------------|---|---------|--------|
| 8 - No Parking | B | East Street North | West | York Road to Hunter Street | Anytime | Adding |
| 8 - No Parking | A | Foxborough Drive | South | 72 metres east of Derbyshire Street to 6 metres east thereof | Anytime | Adding |
| 8 - No Parking | F | MacIntosh Drive | North & East | Puritan Street easterly and southerly to 275 metres north MacIntosh Drive | Anytime | Adding |
| 8 - No Parking | F | Springgarden Crescent | West | 31 metres north of Hillgarden Drive to 6 metres north thereof | Anytime | Adding |
| 8 - No Parking | F | Willow Lane | North | Glover Road to Christina Avenue | Anytime | Adding |

| Schedule | Section | Highway | Side | Location | Times | Adding/ Deleting |
|------------------|---------|-----------------|------|----------------------------|---------|---------------------|
| 13 - No Stopping | B | East St. | East | Cootes Dr. northerly 38.7m | Anytime | Deleting |
| 13 - No Stopping | B | East St. | West | Cootes Dr. northerly 33.5m | Anytime | Deleting |

- Subject to the amendments made in this By-law, in all other respects, By-law No. 01-218, including all Schedules thereto, as amended, is hereby confirmed unchanged.
- This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 23rd day of October 2024.

A. Horwath
Mayor

M. Trennum
City Clerk

Authority: Item 11(c), Planning Committee Report 24-011 (PED24122)
CM: August 16, 2024 Ward: 13

Bill No. 185

CITY OF HAMILTON

BY-LAW NO. 24-

To Designate Property Located at 6 Websters Falls Road, Flamborough, City of Hamilton as Property of Cultural Heritage Value

WHEREAS section 29 of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18 authorizes Council of the municipality to enact by-laws to designate property, including all buildings and structures thereon, to be of cultural heritage value or interest;

AND WHEREAS Council of the City of Hamilton has received and considered the recommendations of its Hamilton Municipal Heritage Committee pertaining to this by-law, arising from the meeting of the Hamilton Municipal Heritage Committee held on July 22, 2024;

AND WHEREAS the Council of the City of Hamilton, at its meeting held on August 16, 2024, resolved to direct the City Clerk to take appropriate action to designate the Property described as 6 Websters Falls Road, Flamborough in the City of Hamilton, and more particularly described in Schedule "A" hereto (the "Property"), as property of cultural heritage value or interest, which resolution was confirmed by By-law No. 24-156;

AND WHEREAS in accordance with subsection 29(3) of the *Ontario Heritage Act*, Council of the City of Hamilton has caused to be served on the owner of the Property and upon the Ontario Heritage Trust, a Notice of Intention to Designate the Property as being of cultural heritage value or interest, and has caused a Notice of Intention to Designate to be published in a newspaper having general circulation in the municipality, a copy of which is attached hereto as Schedule "B";

AND WHEREAS no Notice of Objection to the proposed designation under section 29(5) of the *Ontario Heritage Act* has been served upon the Clerk of the municipality;

AND WHEREAS Council has decided to designate the Property in accordance with section 29(8) of the *Ontario Heritage Act*;

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

1. A statement explaining the cultural heritage value or interest of the Property, and a description of the heritage attributes of the Property are set out in Schedule “C” hereto.
2. The Property, together with its heritage attributes listed in Schedule “C” hereto, is hereby designated as property of cultural heritage value or interest.
3. The City Clerk is hereby authorized and directed,
 - a. to cause a copy of this By-law, together with the statement of cultural heritage value or interest and description of heritage attributes of the Property, to be served on the Ontario Heritage Trust, the owner of the Property, and any person who served an objection to the Notice of Intention to Designate, by a method permitted by the *Ontario Heritage Act*; and,
 - b. to publish a notice of passing of this By-law in a newspaper having general circulation in the City of Hamilton. Once this By-law comes into force and effect in accordance with the applicable provisions of the *Ontario Heritage Act*, the City Solicitor is hereby authorized and directed to cause a copy of this By-law, together with its Schedules, to be registered against the whole of the Property described in Schedule “A” hereto in the proper registry office.

PASSED this 23rd day of October, 2024.

A. Horwath
Mayor

M. Trennum
City Clerk

To Designate Property Located at 6 Websters Falls Road, Flamborough, City of Hamilton as Property of
Cultural Heritage Value

Page 3 of 6

Schedule "A"

To

By-law No. 24-185

**6 Websters Falls Road
Flamborough, Ontario**

PIN: 17486-0146 (LT)

Legal Description:

PT LOT 11, CONCESSION 1 WEST FLAMBOROUGH , AS IN CD459525,T/W
CD459525 ; FLAMBOROUGH CITY OF HAMILTON

Schedule "B"

To

By-law No. 24-185

**6 Websters Falls Road
Flamborough, Ontario**

**Notice of Intention to Designate
6 Websters Falls Road, Flamborough
(Springdale)**

The City of Hamilton intends to designate 6 Websters Falls Road, Flamborough, under Section 29 of the *Ontario Heritage Act*, as being a property of cultural heritage value.

Statement of Cultural Heritage Value or Interest

This circa 1856 two-storey stone structure is a representative example of the Georgian Revival style of architecture as applied to a dwelling and displays a high degree of craftsmanship. The property is associated with Joseph Webster II (1809-1886), a locally prominent farmer, politician, miller and roadbuilder who built the Ashbourne Mill, an industrial complex which once stood a short distance away and was powered by Webster's Falls itself. Contextually, this property acts as a physical reminder of the historic industrial character of Spencer's Creek. This large and distinctive structure is visually, historically, physically, and functionally linked to its surroundings and is considered to be a local landmark.

The Statement of Cultural Heritage Value or Interest, Description of Heritage Attributes and supporting Cultural Heritage Assessment may be found online via www.hamilton.ca or viewed at the Office of the City Clerk, 71 Main Street West, 1st Floor, Hamilton, Ontario, L8P 4Y5, during regular business hours.

Any person may, within 30 days after the date of the publication of the Notice, serve written notice of their objections to the proposed designation, together with a statement for the objection and relevant facts, on the City Clerk at the Office of the City Clerk.

Dated at Hamilton, this 5th day of September, 2024.



Lisa Barroso
Acting City Clerk
Hamilton, Ontario

CONTACT: Scott Dickinson, Heritage Planning Technician,
E-mail: Scott.Dickinson@hamilton.ca
www.hamilton.ca/heritageplanning



Schedule “C”

To

By-law No. 24-185

**6 Websters Falls Road
Flamborough, Ontario**

**STATEMENT OF CULTURAL HERITAGE VALUE OR INTEREST, AND
DESCRIPTION OF HERITAGE ATTRIBUTES**

Description of Property

The 0.6 hectare property municipally addressed as 6 Websters Falls Road is comprised of a two-storey stone building constructed circa 1856. The property is located on the southern side of the terminus of Websters Falls Road, in the area historically known as Bullock’s Corners in former Township of West Flamborough, in the community of Flamborough in the City of Hamilton.

Statement of Cultural Heritage Value or Interest

The circa 1856 two-storey stone structure located at 6 Websters Falls Road has design and physical value as it is a representative example of the Georgian Revival style of architecture as applied to a dwelling and displays a high degree of craftsmanship. The historical value of the property lies in its association with Joseph Webster II (1809-1886), a locally prominent farmer, politician, miller and roadbuilder who was responsible for constructing both the subject property as well as the Ashbourne Mill, an industrial complex which once stood a short distance away and was powered by Webster’s Falls itself.

Contextually, this property is important in defining the historic former industrial character of the surrounding area. This mill-owner’s house acts as a physical reminder of the many mills and industries which once lined Spencer’s Creek. It is visually, historically, physically, and functionally linked to its surroundings, being on its original location near to the historic Spencer’s Creek waterway and close to the location of the Ashbourne Mill. This large and distinctive structure located next to the popular and well-known natural feature of Webster’s Falls, is considered to be a local landmark.

Description of Heritage Attributes

Key attributes that embody the physical value of the property as being a representative nineteenth-century Georgian Revival stone dwelling and in demonstrating a high degree of craftsmanship, include:

- All elevations and roofline of the two-storey circa 1856 stone building, including its:
 - Rectangular plan;
 - Stone chimneys with cornices and caps;
 - Side gable roof with projecting eaves and plain boxed cornice;
 - Symmetrical five-bay front elevation;
 - Dressed, closely fitted stone walls;
 - Six-over-six hung windows with stone lintels and sills;
 - Central front entrance with a decorative carved 'keystone' in lintel, a door surround with wooden paneling, sidelights and transom; and,
 - Stone foundation.

Key attributes that embody the contextual value of the property as a defining feature of the historical character of Webster's Falls and the surrounding area known as Bullock's Corners include its:

- Location fronting onto Websters Falls Road; and,
- Proximity to Webster's Falls and Spencer Creek.

Written approval for this by-law is given by Mayoral Decision MDE-2024-21
Dated October 23, 2024

Bill No. 186

**CITY OF HAMILTON
BY-LAW NO. 24-**

To Confirm the Proceedings of City Council at its meeting held on October 23, 2024.

**THE COUNCIL OF THE
CITY OF HAMILTON
ENACTS AS FOLLOWS:**

The Action of City Council at its meeting held on the 23rd day of October 2024, in respect of each recommendation contained in

Public Works Committee Report 24-014 – October 15, 2024,
General Issues Committee Report 24-017 – October 16, 2024,
Audit Finance and Administration Report 24-019 – October 17, 2024,
and
Planning Committee Report 24-015 – October 19, 2024

considered by the City of Hamilton Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the City Council at its said meeting is hereby adopted, ratified and confirmed.

1. The Mayor of the City of Hamilton and the proper officials of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and except where otherwise provided, the Mayor and the City Clerk are hereby directed to execute all documents necessary in that behalf, and the City Clerk is hereby authorized and directed to affix the Corporate Seal of the Corporation to all such documents.

PASSED this 23rd day of October, 2024.

A. Horwath
Mayor

M. Trennum
City Clerk