



GENERAL ISSUES COMMITTEE REPORT 15-006

9:30 a.m.

Wednesday, February 18, 2015

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Mayor F. Eisenberger, Deputy Mayor S. Duvall (Chair)
Councillors A. Johnson, J. Farr, M. Green, S. Merulla, C. Collins,
T. Jackson, T. Whitehead, D. Conley, M. Pearson, B. Johnson,
L. Ferguson, A. VanderBeek, R. Pasuta, J. Partridge

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 15-006 AND RESPECTFULLY RECOMMENDS:

1. Hamilton Police Service Monthly Reports (PSB14-121 and PSB15-003) (Item 5.1)

That the Hamilton Police Service Monthly Reports (PSB14-121 and PSB15-003), be received.

2. Locke Street Business Improvement Area (BIA) Appointment of the 2015-2018 Board of Management (PED15018) (Ward 1) (Item 5.2)

That the following individuals be appointed to the Locke Street Business Improvement Area (BIA) Board of Management for a four-year term:

- (i) Tony Greco
- (ii) Diana McClure
- (iii) Jamie Reid
- (iv) Jamie Krakowski
- (v) Dana Thompson
- (vi) Leona DiCenzo
- (vii) Sean Mckaig
- (viii) Brandon Stanicak
- (ix) John Ellin
- (x) Kevin Turbitt
- (xi) Meenakshi Chakraborty-Bhaga
- (xii) Doug McCurley
- (xiii) Margo Foreman

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3. Downtown Hamilton Business Improvement Area (BIA) Revised Board of Management (PED15021) (Ward 2) (Item 5.3)

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

- (i) Mark Milne

4. North End Traffic Management Plan (NETMP) Implementation Update (PW08094(d)) (Ward 2) (Item 8.1)

That Report PW08094(d), respecting the North End Traffic Management Plan Implementation Update, be received.

5. Locke Street Business Improvement Area (BIA) Proposed Budget and Schedule of Payment for 2015 (PED15019) (Ward 1) (Item 8.3)

- (a) That the 2015 Operating Budget for the Locke Street Business Improvement Area (BIA) (attached as Appendix "A" to Report 15-006) be approved in the amount of \$85,000;
- (b) That the levy portion of the Operating Budget for the Locke Street Business Improvement Area (BIA) in the amount of \$30,000, be approved;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the requisite By-law, pursuant to Section 208, *The Municipal Act, 2001*, to levy the 2015 Budget as referenced in sub-section (b) above;
- (d) That the following schedule of payments for 2015 be approved:

March	\$15,000	\$15 K
June	\$15,000	\$15 K

6. Cormorant Road Extension, Schedule B, Municipal Class Environmental Assessment (PED14222(a)) (Ward 12) (Item 8.4)

- (a) That the General Manager of Planning and Economic Development be authorized and directed to file the Notice of Completion, and issue the Project File Report for the Cormorant Road Extension with the Municipal Clerk for a minimum 30 day public review period;
- (b) That upon completion of the 30 day public review period, the General Manager of Planning and Economic Development be authorized and

directed to proceed with detailed design and implementation of the preferred solution of the Class Environmental Assessment for Cormorant Road Extension, provided that no Part II Orders to the Minister of the Environment are received;

- (c) That the Cormorant Road Extension be funded as outlined below:
 - (i) The current unspent balance in the Ancaster Industrial Land Capital Works Accounts No. 3620507100, No. 3620507101, No. 3620507105 totaling \$835,000 shall be transferred into a new account, and closure of the three accounts once the transfer is completed;
 - (ii) Direct Developer contributions of 500,000; and,
 - (iii) Development Charges in the amount of \$3,165,000.

7. The Right to a Healthy Environment (Item 9.1)

- (a) That the Mayor, on behalf of City Council, be directed to correspond with the Right Honourable Stephen Harper, Prime Minister of Canada, and the Honourable Kathleen Wynne, Premier of Ontario, calling for the development of federal and provincial legislation that recognizes that all people have the right to live in a healthy environment;
- (b) That a copy of this resolution be sent to the Federation of Canadian Municipalities and the Association of Municipalities of Ontario.

8. Correspondence from Port Fuels Materials Services Inc., respecting the Energy-from-Waste Project, Port of Hamilton, Ontario, dated February 16, 2015 (Item 11.2)

That the Correspondence from Port Fuels Materials Services Inc., respecting the Energy-from-Waste Project, Port of Hamilton, Ontario, dated February 16, 2015, be received.

9. Alley Encroachment – 14 James Street North, Hamilton (PW12059(d)/LS12021(d)) (Ward 2) (Item 12.2)

That Report PW12059(d)/LS12021(d), respecting the Alley Encroachment – 14 James Street North, Hamilton, remain confidential and not be released as a public document.

FOR THE INFORMATION OF COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

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

- (i) Added as Item 4.2 – a Delegation Request from Spencer McGregor, Than Thanapalasingm and Salmen Abbas, respecting Item 9.1 – the Right to a Healthy Environment
- (ii) Added as Item 5.4 – December 9, 2015 Minutes of the Business Improvement Area Advisory Committee Meeting
- (iii) Item 8.2 – Report PED12038(a), respecting the Amended Hamilton LEEDing the Way, Leadership in Energy and Environmental Design Grant Program Application (LGP-12-01) – Maple Leaf Foods Inc., 440 Glover Road, Hamilton, Ontario – due to a scheduling conflict staff is unable to attend today's meeting to speak to the report and has requested that this item be TABLED to the March 4, 2015 GIC.
- (iv) Item 9.1 – the Motion respecting the Right to a Healthy Environment has been amended and a revised copy is before you for consideration.
- (v) Added as Item 9.2 – a Motion respecting a proposed Land Swap between 236 Crestview Avenue Ancaster and the City of Hamilton (this item was a Notice of Motion at the February 13, 2015 GIC).
- (vi) Added as Item 10.1 – a Notice of Motion respecting the City's Outstanding Issues and the Need for Additional Revenue Streams
- (vii) Added as Item 11.2 – Correspondence from Port Fuels Materials Services Inc., respecting the Energy-from-Waste Project, Port of Hamilton, Ontario, dated February 16, 2015

Recommendation: Be received.

The agenda for the February 18, 2015 General Issues Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

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

(i) February 4, 2015 (Item 3.1)

The Minutes of the February 4, 2015 meeting of the General Issues Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 4)

(i) Grant Linney, Blue Dot Hamilton, respecting Item 9.1, a Motion regarding the Right to a Healthy Environment (Item 4.1)

The delegation request submitted by Grant Linney, Blue Dot Hamilton, respecting Item 9.1, a motion regarding the Right to a Healthy Environment, was approved to appear before Committee today.

(ii) Spencer McGregor, Than Thanapalasingm and Salmen Abbas, respecting Item 9.1 – a motion regarding the Right to a Healthy Environment (Item 4.2)

The delegation request submitted by Spencer McGregor, Than Thanapalasingm and Salmen Abbas, respecting the Blue Dot Movement and Item 9.1, a motion regarding the Right to a Healthy Environment, was approved to appear before Committee today.

(e) December 9, 2015 Minutes of the Business Improvement Area Advisory Committee Meeting (Item 5.4)

The December 9, 2015 Minutes of the Business Improvement Area Advisory Committee meeting were received.

(f) PUBLIC HEARINGS / DELEGATIONS (Item 6)

(i) Ron McKerlie, President of Mohawk College, to introduce himself and advise Committee on the Activities at Mohawk College and Mohawk's Strategic Priorities (Item 6.1)

Ron McKerlie, President of Mohawk College addressed Committee and provided a verbal presentation respecting Mohawk College. The presentation included, but was not limited to, the following:

- Not only does the City hire a lot of Mohawk grads, they also help train our students. The City of Hamilton is one of more than a
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thousand partners who offer our students co-ops, placements and projects that extend the classroom out into every corner of our community.

- The video, Mohawk's Everyday Heroes, was shown. In the weeks to come, Mohawk plans to showcase everyday heroes who make a real difference in our community.
- Mr. McKerlie introduced Committee to an everyday hero – Vahn Kalong. Vahn was 12 years old when she arrived in a refugee camp with her mother, stepfather and four siblings. The camp would be her home for five agonizing years. Every day was a fight for survival with 10,000 other people at the camp. There was never enough food or water. There was no school for Vahn to attend. Infectious diseases ran rampant.
- On August 13th 1985, Vahn and her family stepped off a plane in Canada and made their way to Hamilton.
- She was 17 years old when she started Grade 9 at Sir John A. MacDonald. She went on to study at Mohawk College and graduated in 1991. She was the first in her family to earn a postsecondary education.
- Six years after graduating from Mohawk, Vahn bought her first business and in 2001, she opened her first restaurant. Today, she owns and operates restaurants in downtown Hamilton, Ancaster, Burlington, Brantford and Waterloo and employs 70 people, pays property taxes and gives back to the community.
- Vahn Kalong is a Mohawk College graduate. She's the owner of the My Thai chain of restaurants, and we're thrilled that this everyday hero joins us this morning in Council Chambers.
- The time is right for this project. We know that immigration will account for all of the future growth in Hamilton's population, our workforce and student enrolment at Mohawk.
- Mohawk is ready to step up and do our part, as both Hamilton's community college and as one of Hamilton's largest employers.
- We are going to help by engaging the community in a year-long conversation. We're going to connect with our 1,200 international students who are from more than 70 countries; with the hundreds of foreign trained professionals enrolled in our health and technology

bridging programs; with our community partners; and, Hamilton employers.

- Employers who are desperate for highly skilled, highly experienced workers and who want their workforce to reflect the diversity of their customers and the people they serve.
- Mohawk is going to listen, to learn and then we're going to act, and at the end of the year, Mohawk will bring forward an action plan.
- Our plan will outline the steps we'll take to make Mohawk a more welcoming college and employer. It will show where we can marshal our resources to best support community partners and projects.
- Whether it's advanced manufacturing, life sciences, creative industries or agri-business, the most valuable resource is human capital. We're building that capital at Mohawk and educating and training 22,000 students and apprentices every year. The majority of our students continue to live and work in Hamilton once they graduate.
- We work with industry partners on applied research projects. These projects bring innovative ideas to market and give companies the competitive advantage that comes from working alongside Mohawk students, faculty and staff.
- We want to import the talent who will help local companies export made-in-Hamilton goods and services to customers around the world. Newcomers who will launch small businesses, create jobs, build prosperity and enrich our community in every sense of the word.

The presentation provided by Ron McKerlie, President of Mohawk College, respecting Mohawk College's Strategic Priorities, was received.

(ii) Dave Stephens, on behalf of the North End Neighbours, to provide a Progress Report on the North End Traffic Management Plan at the February 18, 2015 GIC Meeting (Item 6.2)

Dave Stephens and Shawn Selway, on behalf of the North End Neighbours, provided a presentation respecting the Progress Report on the North End Traffic Management Plan. The presentation included, but was not limited to, the following:

- The Reasons for the Plan
- The Risks
- The Goal
- Successes
- Challenges
- Gateway Signage
- James North GO Station
- Marketing

The presentation provided by Dave Stephens, on behalf of the North End Neighbours, to provide a Progress Report on the North End Traffic Management Plan, was received.

A full copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(iii) Grant Linney, Blue Dot Hamilton, respecting Item 9.1 – a Motion regarding the Right to a Healthy Environment (Item 6.3)

Grant Linney, of Blue Dot Hamilton, addressed Committee respecting the Blue Dot movement and the Right to a Healthy Environment. The presentation is included, but not limited to, the following:

- Grant Linney will provide an overview of the Blue Dot movement from its grassroots community initiatives to its national intentions. Hamilton now has over 2,000 petition signatures, mostly as a result of conversations with enthusiastic supporters at home, on neighbouring front door steps and at petition tables. We have over 500 Hamilton Blue Dot newsletter subscribers and more than 250 individuals who have offered to help out locally. Hamilton now has the opportunity to take an exemplary lead that other communities will follow.

The presentation from Grant Linney respecting the Blue Dot movement and the Right to a Healthy Environment, was received.

(iv) Spencer McGregor, Than Thanapalasingm and Salmen Abbas, respecting Item 9.1 – the Right to a Healthy Environment (Item 6.4)

Spencer McGregor, Than Thanapalasingm and Salmen Abbas, students from Ancaster High School, addressed Committee respecting the Blue Dot movement and the Right to a Healthy Environment. The presentation included, but was not limited to, the following:

- What we do today, will reshape our future.
- It should be our right to have a healthy environment.
- By committing to the Blue Dot Movement, the City would highlight Hamilton's commitment to a better environment.
- We depend on the environment for our food, shelter and clothing – we need to protect it.
- Victoria, Vancouver and Montreal all have already adopted the movement, but Hamilton would be the first in Ontario.

The presentation by Spencer McGregor, Than Thanapalasingm and Salmen Abbas, students from Ancaster High School, respecting the Blue Dot movement and the Right to a Healthy Environment, was received.

(f) PRESENTATIONS (Item 7)

(i) City of Hamilton Transportation Master Plan Five Year Review and Update (Item 7.1)

Steve Molloy, Project Manager in Transportation Management, introduced John McGill, of Cole Engineering, to provide the presentation respecting the City of Hamilton Transportation Master Plan Five Year Review and Update. The presentation included, but was not limited to, the following:

- The project is a review and update of the 2007 Transportation master Plan that includes:
 - (i) Implementation Tool for Hamilton Official Plan (OP) – Input into the next OP update.
 - (ii) Justification for implementing future transportation projects.
 - (iii) Process to follow Phases 1 and 2 of the Municipal Class EA process.
 - (iv) Significant public engagement and input.
- Objective of the Transportation Master Plan Update
- Impacts of Not Updating the Transportation Master Plan
- Transportation Master Plan Team
- Study Schedule
- Transportation Policies
- Improved Quality of Life
- Road Network Considerations

- Complete Street Policy Considerations
- One Way Street Conversions
- Transportation Demand Management
- Monitoring the Transportation Master Plan Success
- Capital Budget Planning
- Goods Movement
- Inter-Regional Transportation
- Next Steps

The presentation, respecting the City of Hamilton Transportation Master Plan Five Year Review and Update, was received.

A full copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(g) DISCUSSION ITEMS (Item 8)

- (i) Amended Hamilton LEEDing the Way, Leadership in Energy and Environmental Design (LEED) Grant Program Application (LGP-12-01) – Maple Leaf Foods Inc., 440 Glover Road, Hamilton, Ontario (PED12038(a)) (Ward 11) (Item 8.2)**

Report PED12038(a), respecting Amended Hamilton LEEDing the Way, Leadership in Energy and Environmental Design (LEED) Grant Program Application (LGP-12-01) – Maple Leaf Foods Inc., 440 Glover Road, Hamilton, Ontario, was TABLED to the March 4, 2015 General Issues Committee.

(h) MOTIONS (Item 9)

- (i) The Right to a Healthy Environment (Item 9.1)**

Councillor Green introduced the following motion:

WHEREAS the City of Hamilton has illustrated long standing and continuing efforts with respect to a healthy environment for all, including, but not limited to, Vision 2020, Rapid Ready and Climate Change;

AND WHEREAS the Municipality understands that people are part of the environment, and that a healthy environment is inextricably linked to the well-being of our community;

AND WHEREAS, The Municipality finds and declares that:

1. All people have the right to live in a healthy environment, including:
 - (a) The right to breathe clean air;
 - (b) The right to drink clean water;
 - (c) The right to consume safe food;
 - (d) The right to access nature;
 - (e) The right to know about pollutants and contaminants released into the local environment; and,
 - (f) The right to participate in decision-making that will affect the environment;

2. The Municipality has the responsibility, within its jurisdiction, to respect, protect, fulfill and promote these rights;

3. The Municipality shall apply the precautionary principle: where threats of serious or irreversible damage to human health or the environment exist, the Municipality will endeavour where possible to take cost effective measures to prevent the degradation of the environment and protect the health of its citizens. Lack of full scientific certainty shall not be viewed as sufficient reason for the Municipality to postpone such measures;

4. The Municipality shall apply full cost accounting: when evaluating reasonably foreseeable costs of proposed actions and alternatives, the Municipality will always consider costs to human health and the environment;

5. The Municipality shall specify objectives, targets and timelines and actions the Municipality will take, within its jurisdiction, to fulfill residents' right to a healthy environment, including priority actions to:
 - (a) Endeavour to plan for equitable distribution of environmental benefits and burdens within the Municipality, preventing the development of pollution "hot spots";

 - (b) Ensure infrastructure and development projects protect the environment, including air quality;

 - (c) Endeavour to address climate change by reducing greenhouse gas emissions and implementing adaptation measures;

 - (d) Responsibly increase density;

 - (e) Prioritize walking, cycling and public transit as preferred modes of transportation, where appropriate and applicable;

- (f) Ensure adequate infrastructure for the provision of safe and accessible drinking water;
- (g) Promote the availability of safe foods;
- (h) Reduce solid waste and promote recycling and composting;
- (i) Establish and maintain accessible green spaces in all residential neighbourhoods;
- (j) In taking these aforementioned steps, continue to protect and restore the biodiversity and ecosystem services of the many unique and varied natural features that define our Municipality, from the Niagara Escarpment and its surrounding greenbelt to Lake Ontario, with Cootes Paradise and the Dundas Valley at its heart;

THEREFORE BE IT RESOLVED:

- (a) That the Mayor, on behalf of City Council, be directed to correspond with the Right Honourable Stephen Harper, Prime Minister of Canada, and the Honourable Kathleen Wynne, Premier of Ontario, calling for the development of federal and provincial legislation that recognizes that all people have the right to live in a healthy environment;
- (b) That the City Manager be directed to develop and report back to the General Issues Committee in 2016, in tandem with the City's community visioning and Strategic Plan, on the objectives, targets, timelines and actions and the plan for making progress towards fulfilling this declaration;
- (c) That staff be directed to consult with residents as part of the Right to a Healthy Environment process; and,
- (d) That a copy of this resolution be sent to the Federation of Canadian Municipalities and the Association of Municipalities of Ontario.

Item 9.1 CARRIED unanimously on the following Standing Recorded Vote:

Yeas: S. Duvall, T. Whitehead, T. Jackson, C. Collins, S. Merulla, M. Green, J. Farr, A. Johnson, D. Conley, M. Pearson, B. Johnson, L. Ferguson, A. VanderBeek, R. Pasuta, J. Partridge
Total: 15
Absent: F. Eisenberger
Total: 1

(ii) Land Swap between 236 Crestview Avenue Ancaster and the City of Hamilton (Item 9.2)

Staff was directed to investigate the feasibility of a land swap with the property owner at 236 Crestview Avenue, Ancaster (referred to as Part 1 on the map attached hereto as Appendix "A") with the City of Hamilton, for the property known as part of the Hemming Park Open Space (referred to as Part 2 on the map attached hereto as Appendix "A"), in the interest of providing public access to Hemming Park from Crestview Avenue and report back to General Issues Committee.

(i) NOTICES OF MOTION (Item 10)

Councillor Merulla introduced the following Notice of Motion:

(i) The City's Outstanding Issues and the Need for Additional Revenue Streams (Item 10.1)

- (a) That staff be directed to prepare a comprehensive list of the City's outstanding, issues; outlining in that report the amount of funding that would be required to achieve what has been legislated by either the Federal or Provincial governments, where there has been little or no funding provided to do so, and report to the General Issues Committee; and,
- (b) That a Task Force of Council be established to seek out a partnership with the Federal and Provincial governments; possibly through an amendment to the *Hamilton Act* or the *Municipal Act* to assist in creating additional revenue streams.

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

(i) Amendment to the Outstanding Business List (Item 11.1)

The proposed new due date for the following item, was approved:

- (i) Item "X" - St. Mark's Feasibility Study
Current Due Date: February 4, 2015
Proposed New Due Date: Q1 2016

(k) PRIVATE & CONFIDENTIAL (Item 12)

(i) Closed Session Minutes – February 4, 2015 (Item 12.1)

As the General Issues Committee determined that no discussion of the February 4, 2015 Closed Session Minutes was required, the Minutes were approved in Open Session, as shown below:

- (a) The Closed Session Minutes of the February 4, 2015 meeting of the General Issues Committee were approved, as presented.
- (b) The Closed Session Minutes of the February 4, 2015 meeting of the General Issues Committee will remain confidential and not be released as a public document.

Committee moved into Closed Session, to discuss Items 12.2, Report PW12059(d)/LS12021(d) - Alley Encroachment – 14 James Street North, Hamilton; 12.3, Report PW12037(b)/LS12029(b) respecting Wentworth Lodge Construction Litigation; and, 12.4 - the Scope of Collective Agreements, pursuant to Section 8.1, Sub-sections (c), (d), (e) and (f) of the City's Procedural By-law 14-300, and Section 239, Sub-sections (c), (d), (e) and (f) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land for City purposes; labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(ii) Alley Encroachment – 14 James Street North, Hamilton (PW12059(d)/LS12021(d)) (Ward 2) (Item 12.2)

Pursuant to Section 8.1, Sub-sections (c), (e) and (f) of the City's Procedural By-law 14-300, and Section 239, Sub-sections (c), (e) and (f) of the Ontario Municipal Act, 2001, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land for City purposes; litigation or potential litigation, including matters before administrative tribunals, affecting the City; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Staff was provided with direction in Closed Session. For disposition of this matter, refer to Item 9.

(iii) Wentworth Lodge Construction Litigation Update (Ward 13) (Item 12.3)

Pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 14-300, and Section 239, Sub-sections (e) and (f) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the Municipality or local board; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Staff was provided with direction in Closed Session.

(iv) Scope of Collective Agreements (Item 12.4)

Pursuant to Section 8.1, Sub-section (d) of the City's Procedural By-law 14-300, and Section 239, Sub-section (d) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to labour relations or employee negotiations.

A verbal update was provided by staff with nothing to report in Open Session.

(I) ADJOURNMENT (Item 13)

There being no further business, the General Issues Committee, adjourned at 4:48 p.m.

Respectfully submitted,

Councillor S. Duvall, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk