



GENERAL ISSUES COMMITTEE REPORT 16-007

9:30 a.m.

Wednesday, March 2, 2016

Council Chambers

Hamilton City Hall

71 Main Street West

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

**Absent
with Regrets:** Councillors D. Conley and B. Johnson – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 16-007 AND RESPECTFULLY RECOMMENDS:

**1. Enbridge Pipelines Inc. Line 10 Westover Segment Replacement Project
(PED15208(a)/LS15036(a)) (City Wide) (Item 5.1)**

That Report PED15208(a), respecting the Enbridge Pipelines Inc. Line 10 Westover Segment Replacement Project, be received.

**2. Report on Proceedings and Recommendations from the Citizens' Jury on
Transit (Item 7.1)**

That the Report on Proceedings and Recommendations from the Citizens' Jury on Transit, be referred to staff in the City's LRT Office for review, comment and a report to the LRT Sub-Committee.

**3. Locke Street Business Improvement Area (BIA) Proposed Budget and
Schedule of Payment for 2016 (PED16055) (Ward 1) (Item 8.1)**

(a) That the 2016 Operating Budget for the Locke Street Business Improvement Area (BIA), attached as Appendix "A" to Report 16-007, be approved in the amount of \$45,000;

Council – February 24, 2016

- (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 hereby authorized and directed to prepare the requisite By-law pursuant to Section 208, of the *Municipal Act, 2001*, to levy the 2016 Budget as referenced in Recommendation (b) of Report PED16055;
- (d) That the following schedule of payments for 2016 be approved:

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

4. Hamilton Realty Capital Corporation (HRCC) (PED16061) (Wards 1, 2 and 3) (Outstanding Business List Item) (Item 8.2)

- (a) That, effective immediately, the City terminate the Unanimous Shareholders Agreement (“USA”) that governs the Hamilton Realty Capital Corporation, dated July 26, 2006, if all parties to the USA agree to do so;
- (b) That the General Manager of Planning and Economic Development be authorized and directed to execute any agreements or other documentation required to terminate the Unanimous Stakeholders Agreement (“USA”) that governs the Hamilton Realty Capital Corporation, dated July 26, 2006; and,
- (c) That the \$1.85 M loan from the Hamilton Future Fund committed to the Hamilton Realty Capital Corporation for redevelopment projects within the Downtown Hamilton Community Improvement Project Area be cancelled.

5. Feasibility of Delivering an Annual Hamilton Arts Week Program (PED16051) (City Wide) (Outstanding Business List Item) (Item 8.3)

- (a) That the City of Hamilton, in partnership with the Hamilton Arts Council, deliver a 2016 Hamilton Arts Week Program, at a cost of up to \$25,000, to be first funded from the Planning and Economic Development Department surplus, then the Corporate surplus, and lastly the Tax Stabilization Reserve, if required;
- (b) That the Mayor and City Clerk be authorized and directed to execute a Partnership Agreement between the City of Hamilton and the Hamilton Arts Council for the delivery of a 2016 Hamilton Arts Week Program, in a form Satisfactory to the City Solicitor; and,

- (c) That staff be directed to submit a request for \$25,000 in annual funding for a Hamilton Arts Week Program to the 2017 Operating Budget process for consideration.

6. Bridge Dedication to Fallen Officers (PSB 15-151) (City Wide) (Item 8.4)

- (a) That the bridge dedications to honour each of the seven (7) fallen Officers of Hamilton Police Service for their dedication and ultimate sacrifice, at an estimated cost of \$9,800, to be funded through the Hamilton Police Services 2015 year end budget surplus be approved, and,
- (b) That Report PSB 15-1512, respecting Bridge Dedication to Fallen Officers, be referred to the Facility Naming Sub-Committee for consideration.

7. Downtown Commercial Corridor Task Force Report 16-001, January 6, 2016 (Item 8.5)

(i) Incidents of Graffiti in the Downtown Core (Added Item 11.2)

- (a) That the Hamilton Police Services Board be respectfully requested to consider promptly and seriously escalating the investigation of incidents of graffiti in the Downtown Core; more specifically, incidents that have recently occurred in the International Village BIA;
- (b) That the Hamilton Police Services Board be respectfully requested to consider taking the actions required, including additional enforcement measures, to combat graffiti in the Downtown Core; and,
- (c) That the Hamilton Police Services Board be respectfully requested consider the implementation of a Problem Oriented Policing Project to address incidents of graffiti in the International Village BIA.

8. Business Improvement Area Advisory Committee Report 16-002, February 9, 2016 (Item 8.6)

(i) Feedback Respecting the Draft Code of Conduct (Item 6.4)

That the Code of Conduct for Business Improvements Areas, attached as Appendix "B" to Report 16-007, be approved.

9. West Harbour Development Sub-Committee Report 16-001, February 9, 2016 (Item 8.7)

(i) Selection of Chair and Vice-Chair (Item A)

- (a) That Councillor A. Johnson be appointed Chair of the West Harbour Development Sub-Committee for the 2014-2018 Term of Council; and,
- (b) That Councillor J. Farr be appointed Vice-Chair of the West Harbour Development Sub-Committee for the 2014-2018 Term of Council.

10. Interview Sub-Committee (to the General Issues Committee) Report 16-001 (Item 12.2)

(i) Arts Advisory Commission (Item 4.1)

- (a) That the individuals, listed in Private & Confidential Report 16-001 of the Interview Sub-Committee (to the General Issues Committee), be appointed to the Arts Advisory Commission for a term commencing March 11, 2016 and expiring with the current term of Council or until such time as successors are appointed by Council; and,
- (b) That upon Council approval of the individuals to be appointed to the Arts Advisory Commission, for a term commencing March 11, 2016 and expiring with the current term of Council or until such time as successors are appointed by Council, those names be released as public information.

FOR THE INFORMATION OF COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

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

1. DELEGATION REQUESTS (Item 4)

- 4.1 Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting the forthcoming staff report regarding Development Engineering Guidelines (To appear on the same agenda as the staff report.)

- 4.2 Ken Chartrand, Kiwanis Hamilton Inc., respecting the Eastern Caribbean and Canada Convention in May 2016 (To appear on April 6, 2016)

2. CONSENT ITEMS (Item 5)

- 5.1 Enbridge Pipelines Inc. Line 10 Westover Segment Replacement Project (PED15208(a)/LS15036(a)) (City Wide)

3. PRESENTATIONS (Item 7)

- 7.1 Report on Proceedings and Recommendations from the Citizens' Jury on Transit

4. DISCUSSION ITEMS (Item 8)

- 8.3 Feasibility of Delivering an Annual Hamilton Arts Week Program (PED16051) (City Wide) (Outstanding Business List Item)

Sub-section (a) to Report PED16051 notes that there is an Appendix "A" to the report, as this is not the case, the report will be amended, with the reference to Appendix "A" stricken from the resolution.

5. PRIVATE & CONFIDENTIAL (Item 12)

- 12.2 Interview Sub-Committee (to the General Issues Committee) Report 16-001
- 12.3 Human Rights Tribunal Matter (no copy)

The agenda for the March 2, 2016 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 17, 2016 (Item 3.1)

The Minutes of the February 17, 2016 meeting of the General Issues Committee were approved, as presented.

(d) DELEGATION REQUESTS (Item 4)

(i) Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting the forthcoming staff report regarding Development Engineering Guidelines (To appear on the same agenda as the staff report.) (Item 4.1)

The delegation request submitted by Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting the forthcoming staff report regarding Development Engineering Guidelines, was approved to appear on the same date as the staff report respecting the same matter comes forward.

(ii) Ken Chartrand, Kiwanis Hamilton Inc., respecting the Eastern Caribbean and Canada Convention in May 2016 (To appear on April 6, 2016) (Item 4.2)

The delegation request submitted by Ken Chartrand, Kiwanis Hamilton Inc., respecting the Eastern Caribbean and Canada Convention in May 2016, to appear at the April 6, 2016 General Issues Committee, was approved.

(e) PRESENTATIONS (Item 7)

(i) Report on Proceedings and Recommendations from the Citizens' Jury on Transit (Item 7.1)

Tony Thoma, Chair, Steering Committee; Ruth Cameron, Citizens' Jury on Transit Member; and, Denise O'Connor, Consultant, addressed Committee respecting the Report on Proceedings and Recommendations from the Citizens' Jury on Transit. The presentation included, but was not limited to, the following:

- What was this about?

- 19 residents of Hamilton randomly recruited from the tax roll and renters list to ensure city-wide representation to generate advice to Council on rapid transit in Hamilton.
- Steering Committee recruited to provide oversight and advice to consultants through the process.
- Consulting team pulled together education program with input from City staff, Steering Committee to educate Jury members on rapid transit and implications.
- How does this differ from other public consultations?
 - A representative group from all parts of the city were invited to learn and talk together and with the public in approximately 40 hours of meetings regarding an important public policy matter that will affect us all.
 - They heard from City staff, staff from other municipalities (Calgary and Region of Waterloo) about plans for transit here and the experience elsewhere, from BIAs on surviving construction, Atkinson Foundation on leveraging infrastructure investments for community, and spoke of these issues with fellow residents of Hamilton.
 - There was a bus tour of Hamilton's LRT route and a trip to Kitchener-Waterloo to view the construction there and hear from Regional staff on the construction experience.
- Vision Graphic
- The Jury's Report:
 - 7 recommended Guiding Principles for the City and Metrolinx.
 - 14 actions that the Citizens' Jury believes would lay the foundation for success.
 - "Signs of Success" the Citizen's Jury hopes to see through Phases: (1) now to 2019; (2) construction; and, (3) what we could see once LRT is running in 2024.

- Three Big Takeaways:
 - Communications is number one both in the lead up to construction of LRT (what are we doing, why, and what the benefits are); and, during construction (what is happening, when, why and for how long).
 - LRT will change public transit in Hamilton and it will change Hamilton. There is great potential for city-building. It needs to be well planned so people and businesses in the city get the maximum benefits. This includes development, jobs and affordable housing; making the City an even more attractive place to live, work, raise a family, grow old, visit and invest in.
 - Adopt a culture of learning; collaborate closely with stakeholders, being bold, innovative and creative in implementing the improvements. Apply best practices. There are lots of great ideas out there and experiences elsewhere we can learn from as we move forward.

- Messages from Jury Members to City Councillors

The presentation, respecting the Report on Proceedings and Recommendations from the Citizens' Jury on Transit, was received.

For disposition of this matter, please refer to item 2.

(f) DISCUSSION ITEMS (Item 8)

(i) Hamilton Realty Capital Corporation (HRCC) (PED16061) (Wards 1, 2 and 3) (Item 8.2)

Report PED16061, respecting the Hamilton Realty Capital Corporation, was amended by adding a new sub-section (b) and re-lettering the balance accordingly, to read as follows:

- (a) That, effective immediately, the City terminate the Unanimous Stakeholders Agreement ("USA") that governs the Hamilton Realty Capital Corporation, dated July 26, 2006, if all parties to the USA agree to do so;
- (b) ***That the General Manager of Planning and Economic Development be authorized and directed to execute any agreements or other documentation required to terminate the***
Council – March 9, 2016

Unanimous Stakeholders Agreement (“USA”) that governs the Hamilton Realty Capital Corporation, dated July 26, 2006; and,

- (c) That the \$1.85 M loan from the Hamilton Future Fund, committed to the Hamilton Realty Capital Corporation for redevelopment projects within the Downtown Hamilton Community Improvement Project Area, be cancelled.

For disposition of this matter, please refer to item 4.

(ii) Feasibility of Delivering an Annual Hamilton Arts Week Program (PED16051) (City Wide) (Outstanding Business List Item) (Item 8.3)

Sub-section (a) to Report PED16051, respecting the Feasibility of Delivering an Annual Hamilton Arts Week Program, was amended by deleting the words “***outlined in Appendix “A” to Report PED16015***”, to read as follows:

- (a) That the City of Hamilton, in partnership with the Hamilton Arts Council, deliver a 2016 Hamilton Arts Week Program, ~~***outlined in Appendix “A” to Report PED16015***~~, at a cost of up to \$25,000, to be first funded from the Planning and Economic Development Department surplus, then the Corporate surplus, and lastly the Tax Stabilization Reserve, if required;

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

(iii) Lease with Outdoor Ball Hockey League Ltd., 300 Van Wagner’s Beach Road, Hamilton (PED16052) (Ward 5) (Item 8.8)

Report PED16052, respecting the Lease with Outdoor Ball Hockey League Ltd., 300 Van Wagner’s Beach Road, Hamilton, was referred back to staff.

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

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

The following items were considered complete and removed from the General Issues Committee’s Outstanding Business List:

- (i) Item “W” - Options the City has with respect to the Unanimous Stakeholders’ Agreement, known as Hamilton Realty Capital Corporation (Addressed as item 8.2 – Report PED16061)
- (ii) Item “S” - Hamilton Arts Week Program (Addressed as Item 8.3 – Report PED16051)
- (iii) Item “LL” - Location to Erect a Statue of Nikola Tesla and the Naming of a Road after Nikola Tesla (Addressed as Item 5.4 – PED16030 on the February 17, 2016 GIC Agenda)
- (iv) Item “OO” - Establishment of a Code of Conduct and Human Resources Policy for BIAs (Addressed as Item 5.5 – PED16046 on the February 17, 2016 GIC Agenda)
- (v) Item “W” – Options the City has with respect to the Unanimous Stakeholders’ Agreement, known as Hamilton Realty Capital Inc. (Addressed as Item 8.2 – PED16061)

(h) PRIVATE & CONFIDENTIAL (Item 12)

(i) Closed Session Minutes – January 22, 2016 (Item 12.1)

The Closed Session Minutes of January 22, 2016 were approved, as presented.

The General Issues Committee moved into Closed Session respecting Item 12.3 – Human Rights Tribunal Matter, pursuant to Section 8.1, Sub-section (f) of the City's Procedural By-law 14-300, and Section 239(2), Sub-section (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 City.

(ii) Human Rights Tribunal Matter (no copy) (Item 12.3)

Staff was provided with direction in Closed Session.

(i) ADJOURNMENT (Item 13)

There being no further business, the General Issues Committee adjourned at 12:46 p.m.

Respectfully submitted,

C. Collins, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk