



GENERAL ISSUES COMMITTEE REPORT 16-024

9:30 a.m.

Wednesday, October 19, 2016

Council Chambers

Hamilton City Hall

71 Main Street West

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

**Absent with
Regrets:** Councillors T. Whitehead and M. Green – Other City Business
Councillors J. Partridge and A. VanderBeek – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 16-024 AND RESPECTFULLY RECOMMENDS:

1. Clerk's Report 16-006 for the Capital Projects Work-in-Progress Sub-Committee, September 30, 2016 (Item 5.1)

That the Clerk's Report 16-006 for the Capital Projects Work-in-Progress Sub-Committee, dated September 30, 2016, be received.

2. Hamilton Police Services Board Monthly Report (PSB 16-102), September 22, 2016 (Item 5.2)

That the Hamilton Police Services Board Monthly Report (PSB 16-102), dated September 22, 2016, be received.

3. Potential Cross-Promotional Partnership with the Royal Botanical Gardens (Item 6.1)

That the appropriate staff, from Horticulture and Recreation, be requested to enter into discussions with the Royal Botanical Gardens (RBG), respecting the feasibility of promoting the RBG, at no cost to the RBG, through the City's Horticulture Median and Boulevard Program and other cross-promotional opportunities including, but not

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limited to, ongoing winter activities at Cootes Paradise, that may benefit the RBG and the City of Hamilton.

4. Economic Development Action Plan Overview (PED16216) (City Wide) (Item 7.1)

That Report PED16216, respecting the Economic Development Action Plan Overview, be received.

5. Capital Projects Work-in-Progress Sub-Committee Report 16-005, September 22, 2016 (Item 8.1)

(a) Capital Project Closing Report as of June 30, 2016 (FCS16071) (Item 5.1)

- (i) That the General Manager of Finance & Corporate Services be authorized to transfer a combined \$178,246.44 from the Unallocated Capital Levy Reserve and other Program Specific Reserves to the capital projects as outlined in Appendix “A” to Report 16-024;
- (ii) That the General Manager of Finance & Corporate Services be directed to close the completed and/or cancelled capital projects listed in Appendix “B” to Report 16-024 in accordance with the Capital Closing Policy;
- (iii) That Appendix “C” to Report FCS16071 detailing the Capital Projects’ Budget Appropriations for the period covering January 1, 2016 through June 30, 2016 be received for information; and,
- (iv) That the transfer of \$426,962.30 surplus from the Fire Asset Tracking Project 7400957906 to the 2016 Vehicle Purchase Capital Project 7401651601, be approved.

(b) Capital Projects Status Report (excluding Public Works) as of June 30, 2016 (FCS16072) (Item 8.1)

That the Capital Projects Status Report (excluding Public Works) as of June 30, 2016, attached as Appendix “A” to Report FCS16072, be received.

6. Amendments to Integrity Commissioners By-law and Council Code of Conduct Recommended by the Integrity Commissioner (LS16022) (City Wide) (Item 8.2)

- (a) That By-law 08-154, the Integrity Commissioner By-law, be repealed and replaced with the by-law attached as Appendix “A”, **as amended**, to Report LS16022, which addresses the following:
 - (i) deletes the requirements for an Affidavit from the Complainant;
 - (ii) retains the \$100.00 fee;
 - (iii) deletes the penalty provisions, which will be included in the Code of Conduct;
 - (iv) incorporates appropriate housekeeping amendments, including renumbering for clarity and consistency;
- (b) That the by-law, attached as Appendix “B”, being a by-law to amend Appendix “H” to the Procedure By-law 14-300, Code of Conduct for Members of Council, be amended to retain the penalty provisions as a delegated authority to the Integrity Commissioner; and,
- (c) That the by-law, attached as Appendix “B”, **as amended**, to Report LS16022, being a by-law to amend Procedure By-law 14-300, by deleting and replacing Appendix “H” to Procedure By-law 14-300, the Code of Conduct for Members of Council, be enacted.

7. Piers 5-8 Environmental Site Assessment (PW16072) (City Wide) (Item 8.3)

That Report PW16072, respecting Piers 5-8 Environmental Site Assessment, be received.

8. Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application, 11 Brock Street (ERG15-06) (PED16195) (Ward 2) (Item 8.4)

- (a) That Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant Application ERG-15-06, submitted by 2190680 Ontario Limited (Bill Curran), owner of the property at 11 Brock Street, Hamilton, for an ERASE Redevelopment Grant not to exceed \$146,500, the actual cost of the remediation, over a maximum of ten years, be authorized and approved in accordance with the terms and conditions of the ERASE Redevelopment Agreement;
- (b) That the Mayor and City Clerk be authorized and directed to execute the ERASE Redevelopment Agreement together with any ancillary documentation required, to effect recommendation (a) of Report PED16195, in a form satisfactory to the City Solicitor; and,

- (c) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any grant amending agreements, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Environmental Remediation and Site Enhancement (ERASE) Redevelopment Grant, as approved by City Council, are maintained.

9. Expression of Interest – 191 York Blvd. for Mixed Housing and Mixed Income Development (Item 9.1)

WHEREAS, the City of Hamilton has approximately 6,100 seniors, families and individuals on the Access to Housing waitlist for social housing;

WHEREAS, the City's Strategic Plan and 10-year Housing & Homelessness Action Plan reference the need to encourage mixed housing and mixed income development in all urban neighbourhoods; and,

WHEREAS, the City of Hamilton owns a number of underutilized sites that may be appropriate for redevelopment;

THEREFORE BE IT RESOLVED:

That staff be directed to prepare the criteria for an expression of interest for the lands located at 191 York Boulevard, with the express interest of incorporating the existing Community Living Hamilton use within a high density, mixed use and mixed income development, and report to the Planning Committee meeting with recommended criteria for adoption by Q2 2017.

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA (Item 1)

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

1. DELEGATIONS

At the request of the Delegate, Item 6.1 has been moved to the November 16, 2016 General Issues Committee agenda:

- 6.1 Jake Pastore, Director of Municipal and Community Relations, Ontario Lottery and Gaming Corporation, to provide Hamilton with an update on the OLG's Modernization Activities (no copy)

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2. NOTICES OF MOTION

- 10.1 Creating an Incubator for the Arts, and Opportunities for Community Groups, at the Former Eastmount School Site

The agenda for the October 19, 2016 General Issues Committee meeting were approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

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

(i) October 5, 2016 (Item 3.1)

The Minutes of the October 5, 2016 General Issues Committee meeting were approved, as presented.

(d) PUBLIC HEARINGS / DELEGATIONS (Item 6)

(i) Jake Pastore, Director of Municipal and Community Relations, Ontario Lottery and Gaming Corporation (OLG), to provide Hamilton with an update on the OLG's Modernization Activities) (Item 6.1)

As noted in the Changes to the Agenda, at the request of the delegate, this delegation was moved to the November 16, 2016 General Issues Committee agenda.

(ii) Mark Runciman and Andrew Duncan, Royal Botanical Gardens, respecting Update to Council respecting the RBG's Economic Impact and Increasing Awareness of Local Activities and Benefits (Item 6.2)

Mark Runciman and Andrew Duncan, Royal Botanical Gardens, addressed Committee respecting the RBG's Economic Impact and Increasing Awareness of Local Activities and Benefits. The presentation included, but was not limited to, the following:

- o What is Royal Botanical Gardens?

- Canada's largest botanical garden on the basis of the size of lands: 1,100 hectares or 11 square km.
 - RBG manages 30 km of Lake Ontario shoreline.
 - A national historic site and part of a UNESCO World Biosphere Reserve.
 - 27 km of nature trails that are home to over 50 species at risk as well as the largest concentration of plant species in a Canada – Biodiversity Hotspot.
- o Protecting Nature Right in Our City
 - RBG works with other agencies in the immediate area that also own green space to better protect ecological corridors, preserve and restore nature, and plan for sustainable recreation.
 - Now called the Cootes to Escarpment EcoPark System, this area will maintain the only corridor of natural lands from Hamilton Harbour to the Niagara Escarpment.
 - o Cootes to Escarpment EcoPark System Vision Map
 - o Our People
 - Royal Botanical Gardens employs a strong and dedicated workforce that affects positive change in the Hamilton Community.
 - Employees
 - Spring and summer: 82 full-time, 175 part-time
 - Shoulder season: 82 full-time, 48 part-time
 - Volunteers
 - The Auxiliary of Royal Botanical Gardens' 325 members dedicated 39,000 hours of volunteer service in 2015.

- o RBG generates roughly 63 per cent of its annual revenue through admissions, memberships, donations, fundraising and government grants.
- o 37 per cent of RBG revenue comes from the support of the Provincial and municipal governments:

2015:

• Province of Ontario	\$ 4,036,000
• City of Hamilton	\$ 599,206
• Regional Municipality of Halton	\$ 736,295
• Self-generated	\$ 8,905,277
• 2015 revenues totaled	\$14,276,778

- o Membership
 - Total membership for 2015 was 8,603 memberships representing an estimated 16,316 members.
 - Renewal retention remained strong with an 81% retention rate and annual revenues exceeded \$740,000.
- o 2015 Annual Visitation
 - Paid visitation 263,145
 - Estimate of trail users 250,000
 - Total visitation 513,145
 - Using the Ministry of Tourism, Culture & Sport's Tourism Regional Economic Impact Model (TREIM) RBG visitors generate \$35,661,500 in spending in the Hamilton Region.
 - TREIM is the industry standard for assessing investments in Tourism projects in Ontario.
- o 2015 Visitor Origin
- o Visitor Economic Impact
- o In 2015 RBG Visitation alone generated:

- \$35,661,500 in visitor spending in Hamilton
 - \$15.1 million in Labour income in Hamilton
 - 404 jobs in Hamilton area
 - \$11.8 in total taxes to all levels of government
 - \$23.1 million in total GDP impact in Hamilton
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- o Impact of Rock Garden Rejuvenation
 - o Teaching the Importance of Biodiversity
 - o A Community Steward
 - o Environmental Benefits
 - o Quality of Life Benefits
 - o Investment Attraction

The presentation provided by Mark Runciman and Andrew Duncan, Royal Botanical Gardens, respecting the RBG's Economic Impact and Increasing Awareness of Local Activities and Benefits, were received.

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

For disposition of this matter, please refer to Item 3.

(e) PRESENTATIONS (Item 7)

(i) Economic Development Action Plan Overview (2016-2020) (PED16216) (City Wide) (Item 7.1)

Glen Norton, Manager of Urban Renewal, and Norm Schleeahn, Manager of Business Development, addressed Committee respecting Report PED16216 – Economic Development Action Plan Overview. The presentation included, but was not limited to, the following:

- o Highlighting our Major Changes

- o Fit within the City's Strategic Plan
- o Engagement of Stakeholders
- o Our Goals
 - Grow Non-Residential Tax Assessment and Increase the Number of Living Wage Jobs
 - The Most Diversified Economy in Canada
 - The Best Workforce in Ontario
 - Thriving Entrepreneurship and Innovation
 - Vibrant Commercial and Cultural Districts and Places
 - Strategic Infrastructure and Investment for Economic Growth
- o Our Areas of Focus
 - Workforce Development
 - International Connectivity
 - Small Business Development
 - Promote and Sell Hamilton
 - Revitalize Commercial Areas
 - Leverage City of Hamilton Real Estate
 - Transportation Infrastructure
 - Open for Business
- o Key Industry Sectors
 - Advanced Manufacturing
 - Agriculture / Food Processing

- Creative / Cultural Industries
- Finance / Insurance / Real Estate
- o Strategic Plan Priorities
- o Performance Measures and Communications Results

The presentation respecting Report PED16216 – Economic Development Action Plan Overview, was received.

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

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

(f) DISCUSSION ITEMS (Item 8)

(i) Amendments to Integrity Commissioners By-law and Council Code of Conduct Recommended by the Integrity Commissioner (LS16022) (City Wide) (Item 8.2)

Sub-section (a)(ii) of Report LS16022, respecting the Amendments to Integrity Commissioners By-law and Council Code of Conduct Recommended by the Integrity Commissioner, was amended by deleting the word “eliminates” and replacing it with the word “retains” to read as follows:

- (ii) ~~eliminates~~ **retains** the \$100.00 fee;

Councillors A. Johnson, Farr and Merulla wished to be recorded as OPPOSED to the amending motion above.

A new Sub-section (b) was added to Report LS16022, respecting the Amendments to Integrity Commissioners By-law and Council Code of Conduct Recommended by the Integrity Commissioner, which reads as follows, and the balance of the resolutions were renumbered accordingly:

- (b) *That the by-law, attached as Appendix “B”, being a by-law to amend Appendix “H” to the Procedure By-law 14-300, Code of Conduct for Members of Council, be amended to retain the penalty***

***provisions as a delegated authority to the Integrity Commissioner;
and,***

- (a) Sub-section 14(2) to Appendix “A” of Report LS16022, respecting the Amendments to Integrity Commissioners By-law and Council Code of Conduct Recommended by the Integrity Commissioner, was amended by adding the words “***except to the affected member(s) of***” after the words Complainant” and by deleting the words “or to the” to read as follows:
 - (2) The Integrity Commissioner shall not disclose or confirm the name of a Complainant, ***except to the affected member of ~~or to the~~*** Council, unless relevant and necessary for the fulfillment of the responsibilities of the Integrity Commissioner, or such information is otherwise known or available to the Member or the Council respectively.
- (b) Appendix “A” to the By-law, attached as Appendix “A” to Report LS16022, respecting the Amendments to Integrity Commissioners By-law and Council Code of Conduct Recommended by the Integrity Commissioner, being the Statement of Complaint, was amended by deleting the word “may” and replacing it with the word “***shall***”, to read as follows:

APPENDIX A: STATEMENT OF COMPLAINT

Please note that a Member of Council who is the subject of a Complaint under the Integrity Commissioner By-law ~~may~~ ***shall*** be informed of the identity of the Complainant.

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

(g) NOTICES OF MOTION (Item 10)

Councillor Skelly relinquished the Chair to Councillor Jackson, and introduced the following Notice of Motion:

- (i) **Creating an Incubator for the Arts, and Opportunities for Community Groups, at the Former Eastmount School Site (Item 10.1)**

WHEREAS, Hamilton is known as a creative and innovative city;

WHEREAS, the arts bring about creativity and innovation and encourage entrepreneurs;

WHEREAS, fashion, photography, film, performing arts, visual arts, music, and other forms of creative expression generate employment;

WHEREAS, the arts have a positive impact on a community's economy, and quality of life;

WHEREAS, community groups, such as the Mountain Kidz Klub, provide much needed services to Hamilton families;

WHEREAS, the City of Hamilton has recently acquired Eastmount School; and,

WHEREAS, partnerships with the private sector have the potential to offset operating costs:

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to conduct an economic development study on the potential and feasibility of an arts incubator at the Eastmount School site, including community groups, with operating costs offset by partnerships with the private sector; and,
- (b) That the forthcoming report, respecting an arts incubator at the Eastmount School site, determine the strategy needed to maximize the growth of the arts industry and the associated ancillary services and provide insight on the steps needed to transform the former elementary school into a place for creative people to work, connect with peers, and learn to further their trades, and report to the General Issues Committee.

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

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

The following amendments to the General Issues Committee's Outstanding Business List were approved:

- (a) Proposed New Due Dates:

- (i) Item “R” - Affordable Housing Units for Seniors as Part of the Riverdale Recreation Expansion Project
Current Due Date: October 19, 2016
Proposed New Due Date: June 21, 2017
 - (ii) Item “T” - Acquisition of LaSalle Park, Burlington
Current Due Date: October 19, 2016
Proposed New Due Date: November 16, 2016
 - (iii) Item “U” – Review of City’s Security Program
Current Due Date: October 19, 2016
Proposed New Due Date: November 16, 2016
 - (iv) Item “DD” - Update on Request for Information – Downtown Parking Structure (PED16105)
Current Due Date: October 19, 2016
Proposed New Due Date: December 7, 2016
 - (v) Item “EE” – Updating, Modernizing & Sustaining the City’s Live Streaming Infrastructure – Council Chambers Only
Current Due Date: October 19, 2016
Proposed New Due Date: May 17, 2017
 - (vi) Item “KK” - Pleasant View Land Acquisition
Current Due Date: October 19, 2016
Proposed New Due Date: November 16, 2016
 - (vii) Item “NN” – Marketing Campaign for the Business Improvement Area Advisory Committee’s “One City: Spend It Here Branding
Current Due Date: October 19, 2016
Proposed New Due Date: November 2, 2016
 - (viii) Item “BBB” - Proposed Permanent Closure and Sale of a Portion of the Road Allowance of Limeridge Rd.
Current Due Date: October 19, 2016
Proposed New Due Date: December 7, 2016
- (b) Items to be Removed:
- (i) Item “J” - Bill 181, the *Municipal Elections Modernization Act* (Addressed as Item 8.1, October 5, 2016 GIC (CL16011))
 - (ii) Item “UU” – Investigative Services Building (Addressed on September 21, 2016 via Hamilton Police Services Board Report – Facilities Space Needs (PSB 10-064(c))

(i) PRIVATE & CONFIDENTIAL (Item 12)

(i) Report Back Concerning Potential Acquisition on Specific Lands in Ward 4 (PED16149 / LS16015) (Ward 4) (Item 8.5)

Committee moved into Closed Session, respecting Private & Confidential Appendices "A", "B" and "C" to Report PED16149/LS16015, pursuant to Section 8.1, Sub-section (c) of the City's Procedural By-law 14-300, and Section 239(2), Sub-section (b) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to a proposed or pending acquisition or disposition of land for City purposes.

Staff was provided with direction in Closed Session.

(j) ADJOURNMENT (Item 13)

There being no further business, the General Issues Committee adjourned at 1:29 p.m.

Respectfully submitted,

D. Skelly, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk