



GENERAL ISSUES COMMITTEE MINUTES 17-019

9:30 a.m.

September 20, 2017

Council Chambers

Hamilton City Hall

71 Main Street West

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

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. **Poverty Reduction Investment Plan (CES16043(a)) (City Wide) (Item 8.1)**

(Eisenberger/Jackson)

- (a) That the Poverty Reduction Investment Plan for the \$50 million Poverty Reduction Investment Reserve, attached as Appendix "A" to Report CES16043(a), **as amended**, be approved;
- (b) That the Acting General Manager of Community and Emergency Services, or her designate, be authorized and directed to implement the Poverty Reduction Investment Plan, attached as Appendix "A" to Report CES16043(a), **as amended**, approve funding requests and execute any required agreements or ancillary documents, in a form satisfactory to the City Solicitor;
- (c) That affordable housing exemptions from Municipal Development Charges (as defined by City of Hamilton Development Charges By-laws No. 14-153 and 11-174 or successor by-laws) for projects funded under the Poverty Reduction Investment Plan, be funded from the new affordable rental housing funds of the Poverty Reduction Investment Reserve or other Council approved funding sources;
- (d) That affordable housing exemptions from Parkland Dedication Fees (as defined by City of Hamilton Parkland Dedication and Cash in Lieu of Parkland By-law No. 09-124 or successor by-laws), for projects funded under the Poverty Reduction Investment Plan, be funded from the new affordable rental housing funds of the Poverty Reduction Investment Reserve or other Council approved funding sources;

- (e) That the Housing Services Division's budgeted staff complement be increased by two (2.0) full-time equivalent positions to support the implementation of the Poverty Reduction Investment Plan, in particular:
 - (i) one (1.0) full-time equivalent Senior Project Manager, Social Housing Capital Incentives, to support the administration of funding for social housing capital repairs and regeneration, at an annual cost of \$122,500 to be funded from the Poverty Reduction Investment Reserve; and,
 - (ii) one (1.0) full-time equivalent Contracts Analyst to support the additional contract management related to the funding allocated to organizations to support all aspects of the Investment Plan and in particular investment in poverty reduction in the Indigenous community, at an annual cost of \$93,000 to be funded from the Poverty Reduction Investment Reserve;
- (f) That the matter, respecting the Investment Strategy that Equally Addresses the Supply and Quality of Affordable Housing, be considered complete and removed from the General Issues Committee's Outstanding Business List;
- (g) ***That the matter respecting the leveraging of Federal and Provincial funding, as it relates to affordable housing, be placed on the Emergency & Community Services Committee's outstanding business list as a follow up place marker;***
- (h) ***That staff be directed to keep Council informed, by reporting back to the Emergency & Community Services Committee preferably semi-annually or, at minimum, annually with updates respecting the implementation of the Poverty Reduction Investment Plan;***
- (i) ***That CityHousing Hamilton be allocated 50% of the Poverty Reduction Investment Reserve funding available for new rental housing construction on the basis of business case submissions that addresses criteria established by the Housing Services Division;***
- (j) ***That the remaining Poverty Reduction Investment Reserve funding for new rental housing construction be allocated through an open Request for Proposals procurement process in which CityHousing Hamilton may participate; and,***
- (k) ***That paragraph 3 to Appendix "A" of Report CES16043, respecting the Poverty Reduction Investment Plan, be amended by adding the words "first by allocating 50% to CityHousing Hamilton, and the***

remainder” after the words “The City would award these funds...”, to read as follows:

The City would award these funds ***first by allocating 50% to CityHousing Hamilton, and the remainder*** through a three-step Request for Proposal (RFP) process. This three step process consists of:

MOTION, AS AMENDED, CARRIED

2. Advisory Committee for Persons with Disabilities Report 17-007, August 8, 2017 (Item 8.2)

(Merulla/Green)

Locations of Accessible Public Washrooms

That staff be directed to provide an inventory of accessible public washrooms in City owned facilities, to be made available to public.

CARRIED

3. Hamilton Community Heritage Fund Loan Program – 286 Park Street South, Hamilton (PED17164) (Ward 2) (Item 8.3)

(Farr/Whitehead)

- (a) That a conditional loan commitment totalling \$50,000 for Joseph Geric and Lori-Ann Condello the registered owners of the property at 286 Park Street South, Hamilton, be authorized and approved in accordance with the terms and conditions of the Hamilton Community Heritage Fund Loan Program;
- (b) That the property owner of 286 Park Street South, Hamilton, and the City of Hamilton enter into a Heritage Conservation Easement Agreement;
- (c) That the Mayor and City Clerk be authorized and directed to execute a loan agreement together with any ancillary documentation required, to effect to the loan commitment for Joseph Geric and Lori-Ann Condello, the registered owners of the property at 286 Park Street South, Hamilton, in a form satisfactory to the City Solicitor;
- (d) That the General Manager of the Planning and Economic Development Department be authorized to approve and execute any loan amending agreements for 286 Park Street South, Hamilton, together with any ancillary amending documentation, if required, provided that the terms and conditions of the Hamilton Community Heritage Fund Loan Program are maintained; and,

- (e) That a copy of Report PED17164, respecting the Hamilton Community Heritage Fund Loan Program – 286 Park Street South, Hamilton, be forwarded to the Hamilton Municipal Heritage Committee for information.

CARRIED

4. Office Tenancy Assistance Program - Hamilton Health Sciences (PED17163) (Wards 2 and 8) (Item 8.5)

(Farr/A. Johnson)

That Report PED17163, respecting the Office Tenancy Assistance Program - Hamilton Health Sciences, be received.

CARRIED

5. Non-Union Sub-Committee Report 17-001, September 6, 2017 (Item 8.6)

(Jackson/Collins)

(a) Non-Union Hospital Coverage (HUR17015) (City Wide) (Item 5.1)

That Report HUR17015, respecting the Non-Union Hospital Coverage, be received.

(b) 2017 & 2018 Minimum Wage Increases (HUR17016) (City Wide) (Item 9.2)

- (a) That the minimum wage jobs in the temporary Non-Union Part-Time salary schedule be increased by 0.20 cents effective October 1, 2017 in accordance with *The Employment Standards Act*, and that the remaining jobs in this salary schedule be adjusted accordingly;
- (b) That the wages for School Crossing Guards be increased by 0.23 cents to \$13.374 per hour effective September 1, 2017;
- (c) That the direction provided to staff in Closed Session, respecting Report HUR17016 - 2017 and 2018 Minimum Wage Increases, be approved; and,
- (d) That Report HUR17016, respecting the 2017 and 2018 Minimum Wage Increases remain confidential, as it contains information related to labour relations and employee negotiations.

CARRIED

6. Hamilton Public Library – Locke Library Extension Funding (Item 9.2)

(A. Johnson/Farr)

WHEREAS, the Hamilton Public Library has a shortfall in its 2016 budget allocation that is required for the completion of the Locke Library extension;

THEREFORE BE IT RESOLVED:

That the \$100,000, to be funded from the Ward 1 2016 Area Rating Reserve, be provided to the Hamilton Public Library for completion of the Locke Library extension.

CARRIED

7. Appeals of Ward Boundary By-law 17-030 to the Ontario Municipal Board Update (LS17015(c)) (City Wide) (Item 12.3)

(Collins/Jackson)

- (a) That the Mayor and City Clerk be authorized and directed to execute the Minutes of Settlement substantially in accordance with Appendix “A” to Report LS17015(c); and,
- (b) That Report LS17015(c), respecting Appeals of Ward Boundary By-law 17-030 to the Ontario Municipal Board Update remain confidential, with the exception of Appendix “A”, which may be made available to the public upon final execution.

CARRIED

FOR THE INFORMATION OF COMMITTEE:

(a) CHANGES TO THE AGENDA (Item 1)

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

1. CEREMONIAL ACTIVITY

Deputy Mayor Carmela Matteliano and the Municipal Delegation from Racalmuto, Italy

2. DELEGTION REQUESTS (Item 4)

- 4.1 Joshua Dockstator, Vice President, Hamilton Executive Directors Aboriginal Coalition, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)), respecting the proposed \$10

Million in Funding for Indigenous Poverty Reduction (For the September 20, 2017 GIC.)

- 4.2 Sara Mayo, Social Planning & Research Council of Hamilton, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)) (For the September 20, 2017 GIC.)
- 4.3 Clinton Younge and Shawn Baird, MMJ Canada, respecting the Enforcement of Medical Marijuana Dispensaries (For the September 20, 2017 GIC.)

3. PRIVATE & CONFIDENTIAL (Item 12)

- 12.2 Hamilton Ontario Water Employees Association (HOWEA) Collective Bargaining Update

Pursuant to Section 8.1, Sub-section (d) of the City's Procedural By-law 14-300, and Section 239(2), Sub-section (d) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to labour relations or employee negotiations.

- 12.3 Appeals of Ward Boundary By-law 17-030 to the Ontario Municipal Board Update (LS17015(c)) (City Wide)

Pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 14-300, and Section 239(2), 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 City; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(Conley/Green)

That the agenda for the September 20, 2017 Special General Issues Committee meeting be approved, as presented.

CARRIED

(b) CEREMONIAL ACTIVITY (Item A)

Mayor Eisenberger welcomed Deputy Mayor Carmela Matteliano and the Municipal Delegation from Racalmuto, Italy; a twinned city to Hamilton.

(c) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

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

(i) September 6, 2017 (Item 3.1)

(A. Johnson/VanderBeek)

That the Minutes of the September 6, 2017 meeting of the General Issues Committee be approved, as presented.

CARRIED

(e) DELEGATION REQUESTS (Item 4)

(i) Joshua Dockstator, Vice President, Hamilton Executive Directors Aboriginal Coalition, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)), respecting the proposed \$10 Million in Funding for Indigenous Poverty Reduction (Item 4.1)

(Green/Conley)

That the delegation request submitted by Joshua Dockstator, Vice President, Hamilton Executive Directors Aboriginal Coalition, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)), regarding the proposed \$10 million in funding for Indigenous poverty reduction, be approved to appear before the General Issues Committee on September 20, 2017.

CARRIED

(ii) Sara Mayo, Social Planning & Research Council of Hamilton, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)) (Item 4.2)

(Partridge/VanderBeek)

That the delegation request submitted by Sara Mayo, Social Planning & Research Council of Hamilton, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)), be approved to appear before the General Issues Committee on September 20, 2017.

CARRIED

(iii) Clinton Younge and Shawn Baird, MMJ Canada, respecting the Enforcement of Medical Marijuana Dispensaries (Item 4.3)

(Green/Conley)

That the delegation request submitted by Clinton Younge and Shawn Baird, MMJ Canada, respecting the enforcement of medical marijuana

dispensaries, be approved to appear before the General Issues Committee on September 20, 2017.

CARRIED

(f) PUBLIC HEARINGS / DELEGATIONS (Item 6)

- (i) Joshua Dockstator, Vice President, Hamilton Executive Directors Aboriginal Coalition, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)), respecting the proposed \$10 Million in Funding for Indigenous Poverty Reduction (Item 6.1)**

Joshua Dockstator, Vice President, Hamilton Executive Directors Aboriginal Coalition, addressed Committee respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)), respecting the proposed \$10 Million in Funding for Indigenous Poverty Reduction.

(Jackson/Farr)

That the verbal presentation provided by Joshua Dockstator, Vice President, Hamilton Executive Directors Aboriginal Coalition, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)), regarding the proposed \$10 million in funding for Indigenous poverty reduction, be received.

CARRIED

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

- (ii) Sara Mayo, Social Planning & Research Council of Hamilton, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)) (Item 6.2)**

Sara Mayo, Social Planning & Research Council of Hamilton, addressed Committee, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)).

(A. Johnson/Pearson)

That the presentation provided by Sara Mayo, Social Planning & Research Council of Hamilton, respecting Item 8.1 - Poverty Reduction Investment Plan (CES16043(a)), be received.

CARRIED

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 1.

- (iii) **Clinton Younge & Shawn Baird, MMJ Canada, respecting the Enforcement of Medical Marijuana Dispensaries (Item 6.3)**

Clinton Younge and Shawn Baird, MMJ Canada, addressed Committee respecting the enforcement of medical marijuana dispensaries.

(Pasuta/Pearson)

That the presentation provided by Clinton Younge and Shawn Baird, MMJ Canada, respecting the enforcement of medical marijuana dispensaries, be received.

CARRIED

(g) DISCUSSION ITEMS (Item 8)

- (i) **Poverty Reduction Investment Plan (CES16043(a)) (City Wide) (Item 8.1)**

(Eisenberger/Jackson)

That Report CES16043(a), respecting the Poverty Reduction Investment Plan, be amended by adding a new sub-section (g) to read as follows:

- (g) *That the matter respecting the leveraging of Federal and Provincial funding, as it relates to affordable housing, be placed on the Emergency & Community Services Committee's outstanding business list as a follow up place marker;***

AMENDMENT CARRIED

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

(Jackson/Pearson)

That Report CES16043(a), respecting the Poverty Reduction Investment Plan, be further amended by adding a new sub-section (h) to read as follows:

- (h) *That staff be directed to keep Council informed, by reporting back to the Emergency & Community Services Committee preferably semi-annually or, at minimum, annually with updates respecting the implementation of the Poverty Reduction Investment Plan;***

AMENDMENT CARRIED

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

(Collins/Eisenberger)

WHEREAS, the Poverty Reduction Investment Reserve is fully municipally funded, and CityHousing Hamilton is the municipally owned local housing corporation;

WHEREAS, CityHousing Hamilton is the largest non-profit housing provider with over 50% of Hamilton's social housing stock;

WHEREAS, CityHousing Hamilton has the oldest housing stock of non-profit providers in Hamilton, which presents additional regeneration challenges and necessities;

WHEREAS, CityHousing Hamilton has a number of redevelopment opportunities that could add to the supply of new affordable rental housing; and,

WHEREAS, CityHousing Hamilton is uniquely positioned to contribute to neighbourhood revitalization through regeneration of its housing stock to include new housing opportunities;

THEREFORE BE IT RESOLVED:

That Report CES16043(a), respecting the Poverty Reduction Investment Plan, be further amended by adding new sub-sections (i), (j) and (k) to read as follows:

- (i) That CityHousing Hamilton be allocated 50% of the Poverty Reduction Investment Reserve funding available for new rental housing construction on the basis of business case submissions that addresses criteria established by the Housing Services Division;
- (j) That the remaining Poverty Reduction Investment Reserve funding for new rental housing construction be allocated through an open request for proposals procurement process in which CityHousing Hamilton may participate; and,
- (k) That paragraph 3 to Appendix "A" of Report CES16043, respecting the Poverty Reduction Investment Plan, be amended by adding the words "**first by allocating 50% to City Housing Hamilton, and the remainder**" after the words "The City would award these funds...", to read as follows:

The City would award these funds ***first by allocating 50% to City Housing Hamilton, and the remainder*** through a three-step Request for Proposal (RFP) process. This three step process consists of:

AMENDMENT CARRIED

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

Councillor T. Whitehead wished to be recorded as OPPOSED to sub-section (e) of the Main Motion, shown as Item 1.

(ii) **Bill 148, *Fair Workplaces, Better Jobs Act, 2017* (HUR17011) (City Wide) (Item 8.4)**

(Ferguson/B. Johnson)

That Item 8.4, respecting Report HUR17011 - Bill 148, *Fair Workplaces, Better Jobs Act, 2017*, be deferred to after the discussion of Item 8.6 – Non Union Compensation Committee Report 17-001; specifically Item 2 – Report HUR17016 – 2017-2018 Minimum Wage Increases, during the Closed Session portion of today’s agenda.

CARRIED

(Green/Farr)

That the Mayor correspond with the Government of Ontario in support of Bill 148, *Fair Workplaces, Better Jobs Act, 2017*; also known as “15 and Fairness”.

(Jackson/Collins)

That the Motion respecting Bill 148, *Fair Workplaces, Better Jobs Act, 2017*, be amended by adding a new sub-section (b) to read as follows:

(b) *That the City of Hamilton request the Province of Ontario participate in cost sharing to offset the impact to municipalities with respect to the implementation of Fair Workplaces, Better Jobs Act, 2017.*

AMENDMENT CARRIED

(Eisenberger/A. Johnson)

That the question be called.

CARRIED

(Green/Farr)

- (a) That the Mayor correspond with the Government of Ontario in support of Bill 148, *Fair Workplaces, Better Jobs Act, 2017*; also known as “15 and Fairness”; and,
- (b) That the City of Hamilton request the Province of Ontario participate in cost sharing to offset the impact to municipalities with respect to the implementation of *Fair Workplaces, Better Jobs Act, 2017*.

The Main Motion, as amended, was DEFEATED on the following Standing Recorded Vote:

Yeas: A. Johnson, Farr, Green, Collins, Jackson, Eisenberger
Total: 6
Nays: Conley, Pearson, VanderBeek, Skelly, Whitehead, Ferguson
Total: 6
Absent: Merulla, Pasuta, Partridge, B. Johnson
Total: 4

(iii) Non-Union Sub-Committee Report 17-001, September 6, 2017 (Item 8.6)

(Jackson/Eisenberger)

That Item 8.6, respecting the Non-Union Sub-Committee Report 17-001, be referred to the Closed Session portion of the agenda to allow for discussion of Item 2 - Report HUR17016 – 2017-2018 Minimum Wage Increases.

CARRIED

After further clarification by Councillor Ferguson with respect to the information he wished to obtain in Closed Session, it was determined that the information being requested was the total estimated financial impact to the City of Hamilton, as it relates to the increase in the minimum wage. As that information is public, Committee did not move into Closed Session respecting this matter.

(h) MOTIONS (Item 9)

(i) Art in Public Places and Monuments Process Review (Item 9.1)

(Eisenberger/A. Johnson)

WHEREAS, the City of Hamilton has art in public places and monuments in the public realm, which are reflective of our community history, cultural heritage and collective identity;

WHEREAS, some of this art in public places and monuments in the public realm may be perceived as objectionable, represent oppression or stir a deep emotional response by some in our community;

WHEREAS, the values, motivations, and responses to art and monuments have changed and will continue to change over time; and, as a City, we need to respond when concerns are identified by the community;

WHEREAS, we, as a community, need to face, discuss and openly reflect on our past from multiple perspectives, and from different viewpoints to broaden our community's collective conscience and depth of understanding; and,

WHEREAS, the City of Hamilton has an opportunity to use these moments to build on our progress, as an open and inclusive city, by collaborating, consulting, educating and reaching consensus about art and monuments in public places;

THEREFORE BE IT RESOLVED:

That staff be directed to develop an Art in Public Places and Monuments Process Review that will include consultation with the various discipline experts, communities of concern and the Hamilton community to determine appropriate actions in relation to an identified work of art or monument and report back to the General Issues Committee.

(Eisenberger/B. Johnson)

That the motion, respecting Art in Public Places and Monuments Process Review, be withdrawn.

CARRIED

(i) NOTICES OF MOTIONS (Item 10)

Councillor A. Johnson introduced a Notice of Motion, respecting the following:

(i) Hamilton Public Library – Locke Library Extension Funding (Item 10.1)

(A. Johnson/Farr)

That the Rules of Order be waived to allow for the introduction of a motion respecting Hamilton Public Library – Locke Library Extension Funding.

CARRIED

For disposition of this matter, please refer to Item 7.

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

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

(Collins/Jackson)

That the following amendments to the General Issues Committee's Outstanding Business List, be approved:

(a) Items to be Removed:

- (i) Poverty Reduction Investment Plan**
(Addressed as Item 8.1 on today's agenda – Report CES16043(a))

(b) Proposed New Due Dates:

- (i) Resourcing the Revenue Generation Strategy**
Current Due Date: September 20, 2017
Proposed New Due Date: October 4, 2017

CARRIED

(k) PRIVATE & CONFIDENTIAL (Item 12)

(i) Closed Session Minutes – September 6, 2017 (Item 12.1)

(Pearson/VanderBeek)

- (a)** That the Closed Session Minutes of the September 6, 2017 General Issues Committee meeting, be approved as presented; and,

- (b)** That the Closed Session Minutes of the September 6, 2017 General Issues Committee meeting, remain confidential.

CARRIED

(Collins/Jackson)

That Committee move into Closed Session, respecting Items 12.2 and 12.3, pursuant to Section 8.1, Sub-sections (d), (e) and (f) of the City's Procedural By-law 14-300, and Section 239(2), Sub-sections (d), (e) and (f) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

(ii) Hamilton Ontario Water Employees Association (HOWEA) Collective Bargaining Update (Item 12.2)

(Pearson/VanderBeek)

That the presentation provided in Closed Session, respecting Hamilton Ontario Water Employees Association (HOWEA) Collective Bargaining Update, be received.

CARRIED

(iii) Appeals of Ward Boundary By-law 17-030 to the Ontario Municipal Board Update (LS17015(c)) (City Wide) (Item 12.3)

For disposition of this matter, please refer to Item 8.

Councillor A. Johnson wished to be recorded as OPPOSED to Item 8.

(I) ADJOURNMENT (Item 13)

(A. Johnson/B. Johnson)

That, there being no further business, the General Issues Committee be adjourned at 3:02 p.m.

CARRIED

Respectfully submitted,

L. Ferguson, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk