



GENERAL ISSUES COMMITTEE REPORT 17-023

9:30 a.m.

Wednesday, November 1, 2017

Council Chambers

Hamilton City Hall

71 Main Street West

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

Absent

with Regrets: Councillor L. Ferguson, T. Jackson, R. Pasuta, J. Partridge – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 17-023 AND RESPECTFULLY RECOMMENDS:

1. Downtown Hamilton Business Improvement Area (BIA) Revised Board of Management (PED16059(c)) (Ward 2) (Item 5.2)

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

(i) Jason Morse

2. Elections (CL17009) (City Wide) (Item 5.3)

That Report CL17009, respecting Elections, be received.

3. Bill 68, Modernizing Ontario's Municipal Legislation Act – Summary of Changes (LS17028(a)) (City Wide) (Item 5.4)

That Report LS17028(a), respecting Bill 68, Modernizing Ontario's Municipal Legislation Act – Summary of Changes, be received.

4. Business Improvement Area Advisory Committee Report 17-009, October 10, 2017 (Item 8.1)

(a) International Village BIA Expenditure Request for Special Events and Office Equipment, Beautification and Maintenance (Item 9.1)

That the expenditure request from the International Village BIA in the amount of \$19,999.31, to be spent as follows, be approved:

- (i) \$12,827.70 from the Shared Parking Revenue Program to be spent on special events (Victorian Night in the Village and Shop the Village); and,
- (ii) \$7,171.61 from the Contribution to BIA Operating Budget Program to be spent on office equipment, beautification and maintenance.

(b) Westdale Village BIA Expenditure Request for Planting and Maintenance of Flowers (Item 9.2)

That the expenditure request from the Westdale Village BIA in the amount of \$24,006.11, to be spent as follows, be approved:

- (i) \$13,583.39 from the Contribution to BIA Operating Budget Program; and,
- (ii) \$10,422.72 from the Shared Parking Revenue Program on the planting and maintenance of flowers.

(c) Ottawa Street BIA Expenditure Request for Web Design, Hanging Baskets, Banners, Office/Street Maintenance, and Hanging Basket Maintenance (Item 9.3)

That the expenditure request from the Ottawa Street BIA in the amount of \$30,399.32, to be spent as follows, be approved:

- (i) \$13,759.84 from the Contribution to BIA Operating Budget Program to be spent on banners, office/street maintenance, hanging basket maintenance and hanging baskets; and,
- (ii) \$16,639.48 from the Shared Parking Revenue Program to be spent on web design and hanging baskets.

(d) Downtown Dundas BIA Expenditure Request for Cleaning and Maintenance of Public Road Allowances, Christmas Decorations and Maintenance, Flower Baskets and the 2017 Dickens of a Christmas Event (Item 9.4)

That the expenditure request from the Downtown Dundas BIA in the amount of \$32,918.80, to be to be spent as follows, be approved:

- (i) \$11,614.04 from the Contribution to BIA Operating Budget Program on cleaning and maintenance of public road allowances, Christmas decorations and maintenance, and flower baskets; and,
- (ii) \$21,304.76 from the Shared Parking Revenue Program on the promotion and costs associated with the 2017 Dickens of a Christmas event.

(e) Concession Street BIA Expenditure Request for New BIA Banners, Winter Solstice Even and Christmas Decorations (Item 9.5)

That the expenditure request from the Concession Street BIA in the amount of \$7,692.61 to be funded from the Shared Parking Revenue Program, to be spent as follows, be approved:

- (i) \$3,000.00 for new BIA banners, \$2,000.00 for the Winter Solstice Event; and,
- (ii) \$2,692.61 for Christmas Decorations.

5. Hamilton-Wentworth District School Board Liaison Committee Report 17-003, October 12, 2017 (Item 8.3)

(a) Dominic Agostino Riverdale Community Hub Proposal – Community Centre Expansion and Affordable Housing (Item 8.3)

- (i) That the Dominic Agostino Riverdale Community Hub Proposal – Community Centre Expansion and Affordable Housing, attached as Appendix “A” to Report 17-003, be endorsed; and,
- (ii) That City staff be directed to submit the Report to the Hamilton-Wentworth District School Board for review, and if approved by the Board, returned to the Council of the City of Hamilton for approval to submit the proposal to the Ministry of Education for consideration.

6. Disposition of City Owned Lands – King Street East and Centennial Parkway South (PED17190) (Ward 9) (Item 8.4)

- (a) That an Offer to Purchase for the sale of the property, identified in Appendix “A” to Report PED17190, which is scheduled to close on or before February 2, 2018, be approved, in accordance with the terms and conditions outlined in Appendix “B” to Report PED17190;
- (b) That \$58,370 from the sale proceeds be credited to Account No. 45408-3560150200 (Property Sales and Purchases) for recovery of expenses including Real Estate, Appraisal, Property Management, and Legal administration fees;
- (c) That, pursuant to the Capital Closing Policy, the amounts borrowed for the purchase of the property at King Street East and Centennial Parkway South be credited, from the net proceeds, to the original funding sources;
- (d) That the City Solicitor be authorized and directed to complete this transaction on behalf of the City, including paying any necessary expenses, amending the closing, due diligence and other dates, and amending and waiving terms and conditions on such terms as she considers reasonable;
- (e) That the Mayor and City Clerk be authorized to execute any necessary ancillary documents, respecting the Offer to Purchase and Sale of King Street East and Centennial Parkway South, as identified in Appendix “A” to Report PED17190, in a form satisfactory to the City Solicitor; and,
- (f) That Appendix “B” to Report PED17190, respecting the Property Disposition of King Street East and Centennial Parkway South, remain confidential until completion of the real estate transaction.

7. Acquisition of 18 Sinclair Court, Hamilton (Item 9.1)

WHEREAS, the property at 18 Sinclair Court is a 1,115 square foot bungalow, built in 1965;

WHEREAS, the subject property abuts City-owned lands along the Red Hill Valley ravine; and, despite mitigation efforts by the owners to stabilize the slope with plantings, railway ties, cement blocks and fencing, bank slippage is occurring;

WHEREAS, the edge of slope has eroded to within 7 feet of the residence, which is showing cracks in the garage and the dining room walls;

WHEREAS, costs associated with soil stabilization using bioengineering techniques or retaining wall construction is comparable to the cost of purchasing this property;

WHEREAS, the owners are senior citizens who have held the property for 45 years, and have appealed to the City of Hamilton for assistance; and,

WHEREAS, Council at its meeting of July 14, 2017, approved Item 4 of the Public Works Committee Report 17-009, respecting Report PW17006 - 18 Sinclair Court (attached hereto for information purposes only), which reads as follows:

4. 18 Sinclair Court (PW17006) (Ward 5) (Item 8.1)

- (a) That Report PW17006 respecting 18 Sinclair Court, be received;
- (b) That acquisition of the lands municipally known as 18 Sinclair Court be considered by the City of Hamilton;
- (c) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to explore the potential costs of acquiring 18 Sinclair Court and report its findings to GIC and receive further direction;

THEREFORE BE IT RESOLVED:

- (a) That the Real Estate Section of the Planning and Economic Development Department be authorized and directed to enter into negotiations with the land owners for the purchase of 18 Sinclair Court at fair market value;
- (b) That the Mayor and Clerk be authorized and directed to execute all necessary documents in order to give effect to the acquisition of 18 Sinclair Court, Hamilton, in form satisfactory to the City Solicitor; and,
- (c) That Appendix "B" to the Motion respecting the Acquisition of 18 Sinclair Court, Hamilton, remain confidential until completion of the final real estate transaction.

8. Industrial Land Property Acquisition (PED17199) (Ward 11) (Item 12.2)

- (a) That the confidential direction provided to staff, as outlined in Report PED17199, respecting the Industrial Land Property Acquisition, be approved; and,
- (b) That Report PED17199, respecting the Industrial Lands Property Acquisition and its appendices, remain confidential until final completion of the real estate transaction.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 1)

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

1. DELEGATION REQUESTS (Item 4.1)

- 4.1 Justin Ismael, Manager, Group Sales & Partnerships, Hamilton Bulldogs, to Promote the 5th Annual First Responders Event on Saturday, January 27, 2018 (For the ~~November 25, 2017~~ GIC)

~~The date being requested to appear should read **December 6, 2017**.~~

The delegation request was withdrawn.

2. PRESENTATION (Item 7)

- 7.1 HSR Update (To be distributed.)

3. DISCUSSION ITEMS (Item 8.2)

- 8.2 Capital Grant Funding Programs Update (FCS17083) (City Wide) (Outstanding Business List Item)

This report has been pulled from today's agenda, and will come forward at a later date.

4. GENERAL INFORMATION / OTHER BUSINESS (Item 11)

- 11.1 Amendments to the Outstanding Business List

- (a) Items to be Removed:

As Item 8.2 was withdrawn from today's agenda, and the matter respecting the Escarpment Rehabilitation and Strategy Plan, was to be addressed in that report, this item will remain on the outstanding business list:

- (ii) Escarpment Rehabilitation and Strategy Plan (Addressed as Item 8.2 on today's agenda – Report FCS17083)

5. PRIVATE & CONFIDENTIAL (Item 12)

12.3 HSR Matter (To be distributed.)

Pursuant to Section 8.1, Sub-section (b) 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 personal matters about an identifiable individual, including City employees.

The City Manager is requesting Committee's consideration with respect to:

- (i) moving added Item 7.1 – a presentation respecting an HSR update to be addressed first on the agenda; and,
- (ii) moving up added Item 12.3 – an HSR Matter to be heard immediately thereafter.

The agenda for the November 1, 2017 General Issues Committee meeting was approved, as amended.

The agenda for the November 1, 2017 General Issues Committee meeting was approved, as further amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

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

(i) October 18, 2017 (Item 3.1)

The Minutes of the October 18, 2017 meeting of the General Issues Committee were approved, as presented.

(d) CONSENT ITEMS (Item 5)

(i) Arts Advisory Commission Minutes, July 25, 2017 (Item 5.1)

The Minutes of the July 15, 2017 Arts Advisory Committee meeting were received.

(e) PRESENTATION (Item 7)

(i) HSR Update (Item 7.1)

Dan McKinnon, General Manager of the Public Works Department, introduced the presentation respecting the HSR Update.

Debbie Dalle Vedove, Director of Transit, continued with the presentation respecting the HSR Update.

The presentation, respecting the HSR Update, was received.

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

(f) DISCUSSION ITEMS (Item 8)

(i) Disposition of City Owned Lands – King Street East and Centennial Parkway South (PED17190) (Ward 9) (Item 8.4)

Sub-section (c) to Report PED17190, respecting the Disposition of City Owned Lands – King Street East and Centennial Parkway South, was deleted in its entirety and replaced with the following in lieu thereof:

- ~~(c) — That 50% of the balance of the net proceeds from the sale of the property at King Street East and Centennial Parkway South be credited to the Royalties Reserve and the other 50% to the Stoney Creek Urban Design Capital Projects Fund (Account # 8201350350);~~
- (c) That, pursuant to the Capital Closing Policy, the amounts borrowed for the purchase of the property at King Street East and Centennial Parkway South be credited, from the net proceeds, to the original funding sources;

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

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

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

- (a) Items to be Removed:
 - (i) Concerns respecting the Current Municipal Elections Process (Addressed as Item 5.3 on today's agenda – Report CL17009)

(b) Proposed New Due Dates:

(iii) CityLAB Pilot Update
Current Due Date: November 1, 2017
Proposed New Due Date: January 17, 2018

(h) PRIVATE & CONFIDENTIAL (Item 12)

(i) Closed Session Minutes – October 18, 2017 (Item 12.1)

- (a) The Closed Session Minutes of the October 18, 2017 General Issues Committee meeting were approved, as presented; and,
- (b) The Closed Session Minutes of the October 18, 2017 General Issues Committee meeting, shall remain confidential.

(ii) Industrial Land Property Acquisition (PED17199) (Ward 11) (Item 12.2)

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

Staff was provided with further direction in Closed Session.

Committee moved into Closed Session, respecting Item 12.3, pursuant to Section 8.1, Sub-section (b) 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 personal matters about an identifiable individual, including City employees.

(iii) HSR Matter (Item 12.3)

The presentation provided in Closed Session, respecting the HSR Matter, was received.

Staff was provided with direction in Closed Session.

(h) ADJOURNMENT (Item 13)

There being no further business, the General Issues Committee adjourned at 3:05 p.m.

Respectfully submitted,

B. Johnson, Deputy Mayor
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk