



## SPECIAL GENERAL ISSUES COMMITTEE REPORT 18-012

9:30 a.m.  
Thursday, May 31, 2018  
Council Chambers  
Hamilton City Hall  
71 Main Street West

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

**Absent with  
Regrets:** Councillors A. VanderBeek and R. Pasuta – Personal  
Councillor Merulla - Bereavement

### THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 18-012 FOR INFORMATION:

**(a) CHANGES TO THE AGENDA (Item 1)**

The Acting City Clerk advised of the following changes to the agenda:

**1. DELEGATION REQUESTS (Item 4)**

Respecting the LRT (for today's meeting):

- 4.1 Nicole Smith, Kumon Hamilton West End
- 4.2 Milena Balta
- 4.3 Carol Lazich, No LRT Hamilton

**2. PUBLIC HEARINGS/DELEGATIONS (Item 6)**

- 6.1 Lisa Hodge – WITHDRAWN

**3. WRITTEN SUBMISSIONS (Item 7)**

7.1(a) Correspondence from Gabriel Nicholson respecting the Hamilton Light Rail Transit (LRT) Project

Recommendation: Be received and referred to the consideration of the Hamilton Light Rail Transit (LRT) Project Update (PED18116)

**4. NOTICES OF MOTION (Item 10)**

10.1 Observing the Rules and Principles of the City of Hamilton Urban Forestry Strategy

10.2 Early Opening and Late Closing of Splash Pads in the City of Hamilton

The agenda for the May 31, 2018 Special General Issues Committee meeting was approved, as amended.

**(b) DECLARATIONS OF INTEREST (Item 2)**

There were no declarations of interest.

**(c) DELEGATION REQUESTS (Item 4)**

Respecting the LRT (for today's meeting):

- (i) Nicole Smith, Kumon Hamilton West End (Item 4.1)
- (ii) Milena Balta (Item 4.2)
- (iii) Carol Lazich, No LRT Hamilton (Item 4.3)

The delegation requests submitted by Nicole Smith, Kumon Hamilton West End (Item 4.1); Milena Balta (Item 4.2) and Carol Lazich, No LRT Hamilton (Item 4.3) respecting the LRT, were approved to appear at today's meeting of the Special General Issues Committee.

**(d) PUBLIC HEARINGS / DELEGATIONS (Item 6)**

As noted in the changes to the agenda, Lisa Hodge (Item 6.1) withdrew her delegation request.

6.2 Nicole Smith, Kumon Hamilton West End

- 6.3 Nicole Smith was not in attendance.  
Milena Balta

Milena Balta addressed Committee respecting the LRT project.

The delegation was received.

A copy of the presentation is available on the City's website at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

For disposition of these matters, please refer to Items (d)(i) and (ii).

- 6.4 Carol Lazich, No LRT Hamilton

Carol Lazich addressed Committee respecting the LRT project.

The delegation was received.

A copy of the presentation is available on the City's website at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

For disposition of these matters, please refer to Items (d)(i) and (ii).

**(d) STAFF PRESENTATIONS (Item 7)**

- (i) Hamilton Light Rail Transit (LRT) Update (PED18116) (City Wide) (Item 7.1)**

7.1(a) Correspondence from Gabriel Nicholson respecting the Hamilton Light Rail Transit (LRT) Project.

Was received and referred to the consideration of the Hamilton Light Rail Transit (LRT) Project Update (PED18116).

Kris Jacobson, Acting Director, LRT Project Coordination; and, Trevor Horzelenberg, Manager, Light Rail Transit, addressed Committee and provided a PowerPoint presentation respecting Report PED18116 – Hamilton Light Rail Transit (LRT) Update.

The presentation, respecting Report PED18116 - Hamilton Light Rail Transit (LRT) Update was received.

A copy of the presentation is available on-line at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

Report PED18116, respecting the Hamilton Light Rail Transit (LRT) Update was received.

**(ii) Operation and Maintenance of the Hamilton Light Rail Transit (LRT) System (PED18117/FCS18058) (City Wide) (Item 7.2)**

Mike Zegarac, General Manager of Finance & Corporate Services, addressed Committee and provided a PowerPoint presentation respecting Report PED18117/FCS18058 - Operation and Maintenance of the Hamilton Light Rail Transit (LRT) System.

The presentation, respecting Report PED18117/FCS18058 - Operation and Maintenance of the Hamilton Light Rail Transit (LRT) System, was received.

A copy of the presentation is available on-line at [www.hamilton.ca](http://www.hamilton.ca) or through the Office of the City Clerk.

Report PED18117/FCS18058, Operation and Maintenance of the Hamilton Light Rail Transit (LRT) System was received.

**(iii) Hamilton Transit Passenger Bill of Rights for Hamilton Street Railway (HSR) and the Light Rail Transit (LRT) (Item 9.1)**

The following motion was referred to staff to report back to the Special General Issues Committee (LRT) in conjunction with the update the Committee received at the May 31, 2018 Special General Issues Committee (LRT) meeting:

WHEREAS, the residents of Hamilton, through elected City Councillors and the Mayor, should have direct oversight over any transit projects within in their jurisdiction, including the Hamilton LRT.

THEREFORE BE IT RESOLVED:

- (a) That Metrolinx build a mechanism into the contract with ProjectCo to allow Hamilton City Council, through Metrolinx, to initiate sanctions against ProjectCo, up to and including, termination of the Operating Agreement for LRT; and,
- (b) That the residents and transit users of the city of Hamilton are entitled to expect the following articles of their transit system, whether it be public or private, municipal or provincial including, but not limited, to Hamilton Street Railway and Hamilton Light Rail Transit operations (currently known as ProjectCo):

## PASSENGER BILL OF RIGHTS

1. Safety and Accountability, Public Oversight
  - (i) That ProjectCo must comply with any and all public audit requests at expense of each contractor;
  - (ii) That ProjectCo submit, unredacted, any and all audits performed related to efficiency, labor, performance, and safety to [relevant agency, executive, and Council offices] within 30 days of any audit's completion;
  - (iii) That ProjectCo must commit to the highest level of maintenance and safety standards as defined by federal, provincial, and municipal regulations. In addition, each contractor must submit a summary report to Metrolinx, City Council and the Minister of Transportation of all infractions related to noncompliance with any relevant federal, provincial, or municipal regulatory statute; and,
  - (iv) If the designated bidder is headquartered outside of the Province of Ontario, said contract cost shall be increased by the amount of income tax revenue, if any, which will be lost to the province.
2. Reliability, Predictability and Service
  - (i) ProjectCo must demonstrate and adhere to providing high-quality transit service at levels that reflect and meet demand;
  - (ii) ProjectCo must commit to provide reliable transit service and submit quarterly reports on on-time performance and hours of missed service to Metrolinx, City Council and the Minister of Transportation;
  - (iii) ProjectCo must commit to working with the City of Hamilton and Hamilton Street Railway to optimize service integration; and,
  - (iv) To prepare for any event that the Hamilton LRT will experience service interruptions, delays, or stoppages, ProjectCo and HSR must have an established arrangement for HSR to provide bus service at ProjectCo's expense.

3. Affordability and Fares

- (i) Each private contractor must provide any and all operating and capital budget drafts and revisions for public review to Metrolinx, City Council and the Minister of Transportation;
- (ii) The total contract cost, inclusive of all cost considerations, outlined in this Passenger Bill of Rights, will be at least fifteen percent less than the estimated current year cost of the service provided by the public sector, or that could be were public sector partners afforded equal opportunity and resources; and,
- (iii) Hamilton LRT fares must be equal to current and future HSR fares, and ProjectCo must honour all HSR transfers and Presto discounts.

4. Equity and Accessibility

- (i) ProjectCo must honour all federal, provincial, and municipal transit discounts and special fares for persons with disabilities, senior citizens, low-income riders, children, and students. This must include all current and future rate-reductions provided by HSR; and,
- (ii) Hamilton LRT may not adopt a fare-by-distance model that would disproportionately affect riders from neighbourhoods with equity-seeking groups, who have been pushed out of the inner core due to gentrification and rising housing costs in Ontario.

Councillor A. Johson introduced the following Notice of Motion:

**(iv) Observing the Rules and Principles of the City of Hamilton Urban Forestry Strategy**

Councillor A. Johnson introduced the following Notice of Motion respecting Observing the Rules and Principles of the City of Hamilton Urban Forestry Strategy:

- (a) That Council ask Metrolinx to inform the LRT project bidders of the fact that the City of Hamilton Urban Forestry Strategy development process is currently underway, and

- (b) That Council ask Metrolinx to ensure that the company selected for the LRT contract is contractually bound to observe the rules and principles of the City of Hamilton Urban Forestry Strategy, when those rules and principles are finalized.

**(v) Early Opening and Late Closing of Splash Pads in the City of Hamilton**

Councillor B. Johnson introduced the following a Notice of Motion respecting the Early Opening and Late Closing of Splash Pads in the City of Hamilton.

The Rules of Order were waived to allow for the introduction of a motion regarding Early Opening and Late Closing of Splash Pads in the City of Hamilton.

WHEREAS in past years the summer heat starts earlier and earlier;

WHEREAS the operating season for a splash pad is relatively short given the financial investment;

WHEREAS many residents are anxious to see the splash pads open early to accommodate the hot weather;

WHEREAS some schools have asked to have the splash pads open early so that they can use them in the hot weather;

WHEREAS surrounding municipalities have their splash pads open before the long weekend in May; and

WHEREAS some Wards are paying an additional cost to have splash pads opened early.

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to open the splash pads in the City of Hamilton at this time;
- (b) That staff be directed to open splash pads in the City of Hamilton for the May long weekend, weather permitting, in future years;
- (c) That staff also be directed to have splash pads in the City of Hamilton remain open into the month September to accommodate an extended summer season when weather permits;

- (d) That, for 2018, the early opening and late closing of splash pads in the City of Hamilton be funded from the Tax Stabilization Reserve; and
- (e) That, for 2019, that the budgeting for splash pad be amended to reflect alignment with Stage 1 Heat advisories.

**(e) ADJOURNMENT (Item 13)**

There being no further business, the Special General Issues Committee be adjourned at 1:54 p.m.

Respectfully submitted,

M. Pearson, Deputy Mayor  
Chair, General Issues Committee

Janet Pilon  
Acting City Clerk