



GENERAL ISSUES COMMITTEE REPORT 19-024

9:30 a.m.

Wednesday, November 20, 2019
Council Chambers
Hamilton City Hall
71 Main Street West

Present: Deputy Mayor M. Wilson (Chair)
Councillors J. Farr, N. Nann, S. Merulla, C. Collins, T. Jackson,
E. Pauls, J.P. Danko, M. Pearson, L. Ferguson, A. VanderBeek,
J. Partridge

Absent: Mayor F. Eisenberger - Other City Business
Councillors B. Clark and B. Johnson – Other City Business
Councillor T. Whitehead – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 19-024, AND RESPECTFULLY RECOMMENDS:

**1. Revised Ottawa Street Business Improvement Area (BIA) Board of
Management (PED19214) (Wards 3 and 4) (Item 7.1)**

That the following individuals be appointed to the Ottawa Street Business
Improvement Area (BIA) Board of Management:

- (i) Bill Cartwright

**2. Revised International Village Business Improvement Area (BIA) Board of
Management (PED19215) (Ward 2) (Item 7.2)**

That the following individuals be appointed to the International Village Business
Improvement Area (BIA) Board of Management:

- (i) Sarah Jang

3. Municipal Property Assessment Corporation (MPAC) Responses to Committees Questions and Concerns regarding Maintenance of the Voters List (from the September 9, 2019 GIC) (Item 7.3)

That the Municipal Property Assessment Corporation's (MPAC) Responses to Committees Questions and Concerns regarding Maintenance of the Voters List (from the September 9, 2019 GIC), be received.

4. West Harbour Development Sub-Committee Report 19-003, October 22, 2019 (Item 10.1)

(a) Increase of 0.13% for Capital Financing of West Harbour Development (Item 10.1)

That the matter of a 0.13% increase for capital financing of West Harbour Development for a total of 1.3% tax increase, be received.

(b) Piers 6 and 7 Commercial Village Activation Plan (PED19191(a)) (Ward 2) (Item 10.2)

- (i) That staff report back to the West Harbour Development Sub-Committee with draft sale documents for approval, including recommendations on the disposition phasing and conditions of sale that seek to ensure that development of any disposed lands happens in a timely fashion, contributes to the success and vibrancy of the public space on Piers 6 and 7, provides a high quality of design, and recognizes Hamilton's declared climate emergency by adhering to environmentally sustainable building principles; and,
- (ii) That staff from the Tourism and Culture Division be directed to prepare and execute an agreement with an external entity to a maximum value of \$40,000 for the implementation of operating and programming temporary animation of the Piers 5 to 8 lands, with nominal cost for leasing of the lands, for the period beginning in the Spring season of 2020 to approximately the end of the Fall season 2020, to be funded through Project 4411606003 (West Harbour Community Engagement) in a manner and on conditions deemed appropriate by the General Manager of the Planning and Economic Development Department, and in a form acceptable to the City Solicitor.

(c) West Harbour Strategic Initiatives Piers 5-7 Public Realm Capital Works (PW19090) (Ward 2) (Item 10.3)

- (i) That staff be authorized to direct the Hamilton Waterfront Trust to proceed with tenders for 100% of the previously approved Capital works, in the amount of \$13.5M, on Piers 5-7 for the following projects in 2019:
 - (1) Project ID 4411506107 – Piers 5-7 Marina Shoreline Rehab (Approved Budget \$10.2M); and,
 - (2) Project ID 4411606102 – Piers 5-7 Boardwalk (Approved Budget \$3.3M);
- (ii) That staff be directed to make necessary modifications to the West Harbour Capital program to re-direct funding allocated to future projects to the Piers 5-7 Public Realm Project with the intent to not increase the overall program budget in years 2020-2022; and,
- (iii) That construction of the permanent Macassa Bay Police Marine Unit facility be deferred to 2022+ in order to allow the City to optimize the value of the investment made in the temporary structure.

5. GRIDS 2 and Municipal Comprehensive Review – Consultation Update and Employment Land Review (PED17010(f)) (City Wide) (Item 10.2)

- (a) That the draft Employment Land Review Report, attached as Appendix “C” to Report PED17010(f), be received;
- (b) That staff be authorized and directed to commence public consultation on the draft Employment Land Review Report, in addition to other GRIDS2 / MCR topics including intensification and density targets and report back to the General Issues Committee on the results of the consultation, prior to the finalization of the Employment Land Review;
- (c) That staff be directed to consider the removal of the lands located at 395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Road (site of the future GO Station and associated parking) from the Light Industrial designation within the Centennial Neighbourhoods Secondary Plan; and,
- (d) That the lands located at 395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Road (site of the future GO Station and

associated parking) be considered for a Mixed-Use designation or other appropriate designation, as part of the Employment Land Review being completed as part of the Municipal Comprehensive Review.

6. Open for Business Sub-Committee Report 19-003 (Item 10.3)

(a) Continuous Improvements Process Review - Financial Incentive Program Metrics - Case Study No. 28 (Item 7.2)

That the Continuous Improvements Process Review - Financial Incentive Program Metrics - Case Study No. 28, be received.

(b) Responding to Increased Demand & Growth in Film Sector to Increase Economic Impacts & Implement Continuous Improvements - Case Study No. 27 (Added Item 9.2)

That Case Study No. 27, Responding to Increased Demand & Growth in Film Sector to Increase Economic Impacts & Implement Continuous Improvements, be amended to add the sub-sections (b) and (c) to read as follows:

- (i) That Case Study No. 27, Responding to Increased Demand & Growth in Film Sector to Increase Economic Impacts & Implement Continuous Improvements, be received;
- (ii) That staff be directed to report back to the Open for Business Sub-Committee respecting the gross and net financial benefit to the City of Hamilton and the Film Office; and,
- (ii) That staff be directed to provide an annual report respecting the gross and net financial benefit for the City of Hamilton to the Film Office to the General Issues Committee, for their information.

7. Maintenance Services at Macassa and Wentworth Lodges (HSC19062/PW19092) (Wards 7 and 13) (Item 14.2)

- (a) That the direction provided to staff in Closed Session, respecting Report HSC19062/PW19092 - Maintenance Services at Macassa and Wentworth Lodges, be approved and remain confidential until approved by Council; and,
- (b) That Report HSC19062/PW19092 - Maintenance Services at Macassa and Wentworth Lodges, remain confidential.

8. Potential Regulatory Litigation Update (Item 14.3) (no copy)

- (a) That the direction provided to staff in Closed Session respecting the Potential Regulatory Litigation Update, be approved; and,
- (b) That the update and the direction provided in Closed Session, respecting the Potential Regulatory Litigation Update, remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

1. CONSENT ITEMS (Item 7)

- 7.3 MPAC Responses to Committees Questions and Concerns regarding Maintenance of the Voters List (from the September 9, 2019 GIC)

2. PUBLIC HEARINGS / DELEGATIONS (Item 8)

- 8.3 Rob D'Amico and Stan Double, Hamilton Professional Firefighters Association, respecting Support for the Firefighter Memorial at Gage Park

This delegation has been withdrawn at this time.

3. PRIVATE & CONFIDENTIAL

14.3 Potential Regulatory Litigation

Pursuant to Section 8.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 18-270; and, Section 239(2), Sub-sections (e), (f) and (k) 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 municipality or local board; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board. 2001, c. 25, s. 239 (2); 2017, c. 10, Sched. 1, s. 26.

4. GENERAL INFORMATION / OTHER CITY BUSINESS (Item 13)

13.1 Amendments to the Outstanding Business List:

(c) Proposed New Due Dates:

- (viii) Establishing a Gender & Equity Lens on Housing Services

Current Due Date: September 18, 2019

Proposed New Due Date: **June 17, 2020**

- (xiv) Pending Litigation Matters & Associated Liabilities

Current Due Date: August 12, 2019

Proposed New Due Date: **January 15, 2020**

The agenda for the November 20, 2019 General Issues Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETINGS (Item 4)

The Minutes of the October 30, 2019 and November 6, 2019 General Issues Committee meetings were approved, as presented.

- (i) October 30, 2019 – Special (Item 4.1)

- (ii) November 6, 2019 (Item 4.2)

(d) PUBLIC HEARINGS / DELEGATIONS (Item 8)

- (i) Bryan Ritskes, Harbour West Neighbours, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003 (Item 10.1 on this agenda.) (Item 8.1)**

Bryan Ritskes, Harbour West Neighbours, addressed Committee respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003.

The presentation provided by Bryan Ritskes, Harbour West Neighbours, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003, was received.

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

(ii) Herman Turkstra, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003 (Item 10.1 on this agenda.) (Item 8.2)

Herman Turkstra, addressed Committee respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003.

The presentation provided by Herman Turkstra, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003, 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.

(e) DISCUSSION ITEMS (Item 10)

(i) GRIDS 2 and Municipal Comprehensive Review – Consultation Update and Employment Land Review (PED17010(f)) (City Wide) (Item 10.2)

Report PED17010(f), respecting GRIDS 2 and Municipal Comprehensive Review – Consultation Update and Employment Land Review, was amended by adding new sub-sections (c) and (d) to read as follows:

- (c) *That staff be directed to consider the removal of the lands located at 395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Road (site of the future GO Station and associated parking) from the Light Industrial designation within the Centennial Neighbourhoods Secondary Plan; and,***
- (d) *That the lands located at 395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Road (site of the future GO Station and associated parking) be considered for Mixed-Use designation or other appropriate designation, as part of the Employment Land Review being completed as part of the Municipal Comprehensive Review.***

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

(f) NOTICES OF MOTION (Item 12)

Councillor S. Merulla introduced the following Notice of Motion:

(i) Support of Private Member's Bill to Reverse Pit Bull Ban in Ontario (Item 12.1)

WHEREAS, the Province of Ontario banned the ownership of Pit Bulls in 2005;

WHEREAS, opponents of this ban believe this "breed-specific legislation" does not address the root cause of vicious dogs, which is often attributed to the handler or owner of the dog; and,

WHEREAS, a Private Member's Bill introduced into the Ontario Legislature is seeking to reverse the Provincial ban of Pit Bulls.

THEREFORE, BE IT RESOLVED:

- (a) That the Mayor correspond with the Province of Ontario to advise of the City of Hamilton's support the Private Member's Bill for the reversal of the Pit Bull ban and changes to the *Dog Owners' Liability Act*; and,
- (b) That Licensing and By-law Services Division be directed to review the feasibility of changes to the Responsible Animal Ownership By-law 12-031 to include professional obedience training for dogs, with the participation of the dog's owner and the feasibility of reduced licensing fees for large working dogs (i.e. Rottweilers and Pit Bulls) to mitigate public safety concerns and report back to the Planning Committee.

(g) GENERAL INFORMATION/OTHER BUSINESS (Item 13)

(a) Amendments to the Outstanding Business List (Item 13.1)

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

(i) Items to be referred:

- (1) HWDSB's Facilities Master Plan and the HWDSB's Budget Plan (Chair of HWDSB would prefer to appear before the HWDSB Liaison Committee rather than GIC.)

(ii) Items to be removed:

- (1) Review of HWDSB Proposal – Annual Maximum Payment Amount for the Acquisition of School Board Property (Addressed as Item 10.3 on the November 6, 2019 GIC Agenda – HWDSB Liaison Committee Report 19-003)
- (2) Hamilton 100's Hosting Proposal (Part 2) (Addressed as Item 9.1 on the November 6, 2019 GIC Agenda – Report PED19108(b))
- (3) 2020 Budget Outlook – 3 Options (2%, 1% and 0%) (Addressed as Item 6.1 on the Special GIC Agenda of October 30, 2019 – Report FCS19054(a))
- (4) Hate Incident Prevention Policy and Procedure (Addressed as Item 10.9 on the October 16, 2019 GIC Agenda – Report LS19031/PW19068(a)/CM19006(a))
- (5) Hate Incident Reporting (Addressed as Item 10.9 on the October 16, 2019 GIC Agenda – Report LS19031/PW19068(a)/CM19006(a))
- (6) Alternative Funding Strategy for Transit (Addressed as Item 9.1 on the October 2, 2019 GIC Agenda – Report PW19083/FCS18048(a))
- (7) Potential changes to the guidelines and criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program (Addressed as Item 10.3 on the October 2, 2019 GIC Agenda – Report PED19178/HSC19052)

(iii) Proposed New Due Dates:

- (1) City-Wide Stormwater Rate Program Review
Current Due Date: October 16, 2019
Proposed New Due Date: December 4, 2019
- (2) Community Benefits Protocol Advisory Committee – Terms of Reference
Current Due Date: October 16, 2019
Proposed New Due Date: December 4, 2019
- (3) Development of Departmental Climate Change Workplans within the City of Hamilton
Current Due Date: November 20, 2019
Proposed New Due Date: December 4, 2019
- (4) Corporate-Wide Climate Change Adaptation and Mitigation Climate Workplan – Quarterly Update
Current Due Date: November 20, 2019
Proposed New Due Date: December 4, 2019
- (5) Outline of the Costs of the Exclusions Outlined in Report PW18064 (AODA)
Current Due Date: September 18, 2019
Proposed New Due Date: March 25, 2020
- (6) Code of Conduct for Council-Appointed Citizen Members of External Boards and Agencies
Current Due Date: September 18, 2019
Proposed New Due Date: February 19, 2020
- (7) Corporate Strategic Growth Initiatives – Annual Update
Current Due Date: October 2, 2019
Proposed New Due Date: March 25, 2020
- (8) Establishing a Gender & Equity Lens on Housing Services
Current Due Date: September 18, 2019
Proposed New Due Date: June 17, 2020
- (9) Pending Litigation Matters & Associated Liabilities
Current Due Date: August 12, 2019
Proposed New Due Date: January 15, 2019

- (10) Revenue Enhancement Opportunities at the John C. Munro International Airport
Current Due Date: December 4, 2019
Proposed New Due Date: March 25, 2020
- (11) Pier 8 Development Opportunity RFP – Summary of the 4 Proposals
Current Due Date: November 20, 2019
Proposed New Due Date: February 19, 2020

(h) PRIVATE & CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – November 6, 2019 (Item 14.1)

- (a) The Closed Session Minutes of the November 6, 2019 General Issues Committee meeting were approved, as presented; and,
- (b) That the Closed Session Minutes of the November 6, 2019 General Issues Committee meeting shall remain confidential.

Committee moved into Closed Session respecting Items 14.2 and 14.3, pursuant to Section 8.1, Sub-sections (d), (e), (f) and (k) of the City's Procedural By-law 18-270; and, Section 239(2), Sub-sections (d), (e), (f) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertain to Labour relations or employee negotiations, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board. 2001, c. 25, s. 239 (2); 2017, c. 10, Sched. 1, s. 26.

(i) ADJOURNMENT (Item 15)

There being no further business, the General Issues Committee adjourned at 1:17 p.m.

Respectfully submitted,

Deputy Mayor, Maureen Wilson
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk