



GENERAL ISSUES COMMITTEE REPORT 20-007

9:30 a.m.

Wednesday, February 19, 2020

Council Chambers

Hamilton City Hall

71 Main Street West

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

Absent: Councillor B. Clark, B. Johnson – Other City Business
Councillor L. Ferguson – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 20-007, AND RESPECTFULLY RECOMMENDS:

1. **Hamilton Immigration Partnership Council – Funding Agreement
(PED20046) (City Wide) (Item 7.2)**
 - (a) That the City of Hamilton accept \$1,769,034 from Immigration, Refugees and Citizenship Canada for the purpose of supporting the Hamilton Immigration Partnership Council (HIPC) and continued implementation of HIPC's strategic plan and annual work plans over the next five fiscal years, from April 1, 2020 to March 31, 2025; and,
 - (b) That the General Manager of the Planning and Economic Development Department be authorized and directed to execute a new Grant Agreement between the City of Hamilton and Immigration, Refugees and Citizenship Canada, subject to any amendments approved by the General Manager of Community Services, in a form satisfactory to the City Solicitor.

2. 2020 Tesla Electric City Festival (Item 8.4)

- (a) That the 2020 Tesla Electric City Festival, to be held at the Hamilton Museum of Steam and Technology, be endorsed; and,
- (b) That the site operational costs of \$13,390 for the development and implementation of the 2020 Tesla Electric City Festival at the Hamilton Museum of Steam and Technology (HMST) be funded from the Economic Development Investment Fund (112221).

3. Option for a Transit Solution (Electric Buses) (Item 8.6)

That Lee W. Fairbanks and Jim Sweetman and their presentation respecting an Option for a Transit Solution (Electric Buses), be referred to the Hamilton Transportation Task Force for consideration.

4. 2019 Annual Report on the 2016 - 2020 Economic Development Action Plan Progress (PED20039) (City Wide) (Item 9.1)

That Report PED20039, respecting the 2019 Annual Report on the 2016 - 2020 Economic Development Action Plan Progress, be received.

5. Commonwealth Games 2030 (PED19108(d)) (City Wide) (Item 9.2)

- (a) That the Hosting Proposal Part 2, developed by Hamilton100 to host the 2030 Commonwealth Games in Hamilton for submission to Commonwealth Games Canada by March 9, 2020, be endorsed;
- (b) That the Mayor be authorized and directed to sign a letter of endorsement to host the Commonwealth Games that expresses awareness that the City of Hamilton will be required to make a financial investment in the planning, delivery and legacies of a Commonwealth Games, with the signed letter is to be added to Hamilton100's Hosting Proposal Part 2 submission; and,
- (c) That, if the Hosting Proposal Part 2 is submitted to Commonwealth Games Canada, staff be directed to report back to the General Issues Committee on the outcome of the domestic bidding process for direction.

- 6. Proposal for the Adaptive Re-Use of Balfour House/Chedoke Estate (PED19168(a)) (Ward 14) (Item 10.1)**
- (a) That the City of Hamilton support, in principle, the use of the Balfour House/Chedoke Estate for office, meeting and retreat use, subject to meeting all necessary planning and building approvals, and conditional upon The Cardus Institute satisfying the Ontario Heritage Trust with respect to the intensity of the use and potential impacts on the heritage attributes of the building and site;
 - (b) That the City request that the Ontario Heritage Trust and The Cardus Institute work together directly to discuss and resolve the issues raised in the correspondence from the Ontario Heritage Trust to the City of Hamilton, dated August 1, 2019 and December 19, 2019;
 - (c) That, until the Ontario Heritage Trust approves an adaptive reuse project at the Balfour House/Chedoke Estate, the role of City staff be limited to providing any necessary inputs to either The Cardus Institute or the Ontario Heritage Trust to support their discussions;
 - (d) That, should the Ontario Heritage Trust approve an adaptive reuse project at Balfour House/Chedoke Estate by The Cardus Institute, staff report back to the General Issues Committee and identify the required resources to fulfil an enhanced role as Project Manager, as required by the Ontario Heritage Trust; and,
 - (e) That, should The Cardus Institute be successful in obtaining, in writing, the support of the Ontario Heritage Trust for their proposed adaptive reuse of Balfour House/Chedoke Estate, staff be directed to negotiate a Memorandum of Understanding (MOU) with The Cardus Institute for a sub-leasing agreement, with the MOU to include terms and conditions that, at minimum, achieve the following, and report back to the General Issues Committee:
 - (i) The City will not be responsible for any capital costs;
 - (ii) The sub-lease would generate net positive revenues to the City, inclusive of any City costs associated with administering the sub-lease;
 - (iii) Any uses would not require any amendments to the City's applicable zoning by-law or Official Plan;
 - (iv) All applicable planning and building approvals are met, including a review and approval of any traffic and parking impacts; and,

- (vi) Frequent opportunities for free public access to Balfour House itself, and ongoing free public access to the grounds.

7. Court Security and Prisoner Transportation Program Agreement for 2020 (FCS20017) (City Wide) (Item 10.2)

That the General Manager, Finance and Corporate Services, be authorized and directed to execute an agreement between the City of Hamilton and Her Majesty the Queen in Right of Ontario as represented by the Solicitor General, in the form attached as Appendix “A” to Report FCS20017, outlining the Provincial funding allocation for court security and prisoner transportation services, in a form satisfactory to the City Solicitor.

8. Waiver of Park and Insurance Fees for Easter Egg Hunts and Like Events (HSC20008) (City Wide) (Item 10.3)

That Report HSC20008, respecting the Waiver of Park and Insurance Fees for Easter Egg Hunts and Like Events, be received.

9. Administrative and Technical Amendments to Environmental Remediation and Site Enhancement (ERASE) Financial Incentive Programs (PED20038) (City Wide) (Item 10.4)

- (a) That the amended program terms and administrative procedures for the ERASE Redevelopment Grant (ERG) Program, which forms Appendix “B” “to the Environmental Remediation and Site Enhancement (ERASE) Community Improvement Plan, attached as Appendix “A” to Report 20-007, be approved;
- (b) That the amended program terms and administrative procedures for the ERASE Tax Assistance Program (TAP) Program, which forms Appendix “C” to the Environmental Remediation and Site Enhancement (ERASE) Community Improvement Plan, attached as Appendix “B” to Report 20-007, be approved; and,
- (c) That the amended program terms and administrative procedures for the Downtown Hamilton/West Harbourfront Remediation Loan Program (RLP), which forms Appendix “C” to the Environmental Remediation and Site Enhancement (ERASE) Community Improvement Plan, attached as Appendix “C” to Report 20-007, be approved.

10. Advisory Committee for Persons with Disabilities Sub-Committee Report 20-001, January 14, 2020 (Item 10.5)

(a) Appointment of Committee Chair and Vice-Chair for 2020 (Item 1)

- (i) That Aznive Mallett be appointed as Chair of the Advisory Committee for Persons with Disabilities for 2020; and,
- (ii) That Paula Kilburn be appointed as Vice-Chair of the Advisory Committee for Persons with Disabilities for 2020.

(b) Correspondence from Tidal Waves Hamilton respecting an Invitation to a Member of the Advisory Committee for Persons with Disabilities to Speak at an Event on the Profile, Statistics and Barriers Faced by Persons with Disabilities in Hamilton (Added Item 5.2)

That Sophie Geffros be approved to represent and speak on behalf of the Advisory Committee for Persons with Disabilities respecting the profile, statistics and barriers faced by persons with disabilities in Hamilton at the upcoming Tidal Waves Hamilton event.

(c) Appointment of Mary Sinclair and Alex Wilson to the Built Environment Working Group of the Advisory Committee for Persons with Disabilities (Item 7.1(a))

That Mary Sinclair and Alex Wilson be appointed to the Built Environment Working Group of the Advisory Committee for Persons with Disabilities for the remainder of the 2018 – 2022 term of Council.

(d) Appointment of Mary Sinclair and Sophie Geffros to the Housing Issues Working Group of the Advisory Committee for Persons with Disabilities (Item 7.2(a))

That Mary Sinclair and Sophie Geffros be appointed to the Housing Issues Working Group of the Advisory Committee for Persons with Disabilities for the remainder of the 2018 – 2022 term of Council.

(e) Amendments to the Terms of Reference for the Advisory Committee for Persons with Disabilities (Item 10.1(a))

- (i) That the Terms of Reference for the Advisory Committee for Persons with Disabilities be amended, as follows:

- (1) That the Composition section be amended, to read as follows:
 - (aa) The Advisory Committee for Persons with Disabilities shall be comprised of **up to** 18 citizen members and one member of Council.
 - (bb) The majority of members of the ACPD will be persons with disabilities, in accordance with the *Ontarians with Disabilities Act, 2001*.
 - (cc) The membership should reflect a wide range of disabilities and ~~should advocate for all disabilities~~ **and represent the interests of all persons with disabilities**.

- (2) That Item 6 under the Terms of Reference section heading be amended, to read as follows:
 6. To support the work of the Committee through ~~sub-committees and~~ Working Groups, as required, and specifically related to the ~~Provincial standards, including Customer Service, Housing, Transportation, Employment, and~~ Built Environment, ~~and Information and Communications~~.

- (3) That Item 9 under the Terms of Reference section heading be deleted in its entirety and replaced with the following:
 - ~~9. Committee members missing three consecutive meetings without appropriate notification to the Chair or Staff Liaison shall be considered as resigned from the Committee thereby reducing the required number for quorum.~~
 9. **Members of the Committee who miss more than three Advisory Committee for Persons with Disabilities meetings (excluding Working Group meetings), during their term, may be subject to replacement on the Committee and may not be eligible for re-appointment.**

- (iv) That Item 10 be added under the Terms of Reference section heading, to read as follows:

10. *The Chair and Vice-Chair of the Advisory Committee for Persons with Disabilities may serve for more than one year in a Council term.*

(f) Presenters List for the Advisory Committee for Persons with Disabilities – Impact of Potential Change to the Ontario Disability Support Program’s Definition of Disability and Hamilton Health Teams on Persons with Disabilities (Item 13.3)

WHEREAS, Hamilton is one of the first communities in Ontario to move forward with establishing an Ontario Health Team;

WHEREAS, the Hamilton Health Team is a collaboration of Hamilton health and social service partners and includes representation from more than 20 organizations, reflecting primary care, home care, hospitals, community agencies, long-term care, mental health, Indigenous health, post-secondary education, and the City of Hamilton (Healthy and Safe Communities Department, Public Health and Paramedic Services), among others; and,

WHEREAS, the Ontario government is exploring possible changes to the definition of disability used in determining eligibility for the Ontario Disability Support Program (ODSP);

THEREFORE, BE IT RESOLVED:

That the General Manager of Healthy and Safe Communities, or their designate, be invited to attend a future meeting of the Advisory Committee for Persons with Disabilities to discuss the impact of the potential change to the Ontario Disability Support Program’s definition of disability, and the establishment of Hamilton Health Teams on persons with disabilities, including the delivery of City services.

(g) Presenters List for the Advisory Committee for Persons with Disabilities – CityLAB Hamilton (Item 13.3)

WHEREAS, CityLAB is a pilot innovation program between the City of Hamilton, Mohawk College, McMaster University, and Redeemer University that brings together student, academic, and civic leaders to co-create a better Hamilton for all;

WHEREAS, the Project Manager, CityLAB Hamilton, presented to the Advisory Committee for Persons with Disabilities meeting on March 13, 2018 respecting CityLAB; and,

WHEREAS, both new and returning members to the Advisory Committee for Persons with Disabilities would benefit from an overview of the program;

THEREFORE, BE IT RESOLVED:

That the Project Manager of CityLAB Hamilton, or their designate, be invited to attend a future meeting of the Advisory Committee for Persons with Disabilities to provide an overview of the program, including information related to current projects.

11. Hamilton Future Fund Board of Governors Report 20001, January 27, 2020 (Item 10.6)

(a) Addition of an Equity, Diversity and Inclusion Framework into the Grant Process Review Working Group Scope (Item 7.3)

That the scope of review for the Grant Process Review Working Group of the Hamilton Future Fund Board of Governors integrate an overarching equity, diversity and inclusion framework to the application, evaluation and reporting processes for consideration by the Board of Governors for approval and implementation in the next application cycle.

(b) Hamilton Future Fund Preliminary Reserve Balance as of December 31, 2019 (FCS20020) (City Wide) (Added Item 7.4)

That Report FCS20020, respecting the Hamilton Future Fund Preliminary Reserve Balance as of December 31, 2019, be received.

12. Capital Projects Work-in-Progress Review Sub-Committee Report 20-001, January 27, 2020 (Item 10.7)

(a) Capital Project Closing Report as of September 30, 2019 (FCS19078(a)) (City Wide) (Item 10.1)

(i) That the General Manager of Finance and Corporate Services be authorized and directed to transfer \$222,314.21 to the Unallocated Capital Levy Reserve (108020), as outlined in Appendix "D" attached to Report 20-007;

- (ii) That the General Manager of Finance and Corporate Services be authorized and directed to close the completed and / or cancelled capital projects listed in Appendix “E” attached to Report 20-007, in accordance with the Capital Projects Closing and Monitoring Policy;
- (iii) That Appendix “C” to Report FCS19078(a), Capital Projects Budget Appropriations for the period covering July 1, 2019 through September 30, 2019, be received for information; and,
- (iv) That Appendix “F” to Report 20-007, Capital Projects Budget Appropriations above \$250,000 requiring Council authorization for the period covering July 1, 2019 through September 30, 2019, totalling \$800,000, be approved.

(b) Capital Projects Status Report (Excluding Public Works) as of September 30, 2019 (FCS19079(a)) (City Wide) (Item 10.2)

That the Capital Projects Status Report (Excluding Public Works), as of September 30, 2019, attached as Appendix “A” to Report FCS19079(a), be received.

(c) Public Works – Capital Projects Status Report as of September 30, 2019 (FCS19077(a)) (City Wide) (Item 10.3)

- (i) That the Capital Projects Status Report, Public Works Tax Supported Projects, as of September 30, 2019, attached as Appendix “A” to Report FCS19077(a), be received; and,
- (ii) That the Capital Projects Status Report, Public Works Rate Supported Projects, as of September 30, 2019, attached as Appendix “B” to Report FCS19077(a), be received.

13. Airport Sub-Committee Report 20-001, February 11, 2020 (Item 10.9)

(a) TradePort / City Lease Negotiation Information Report (PED19084(a)) (City Wide) (Item 14.2)

- (i) That the direction provided to staff in Closed Session, respecting Report PED19084(a), TradePort / City Lease Negotiation Information Report be approved and remain confidential; and,

- (ii) That the contents of Report PED19084(a), respecting TradePort / City Lease Negotiation Information Report, be received and remain confidential.

(b) TradePort / City Lease Negotiation Information Report (PED19084(b)) (City Wide) (Item 14.3)

- (i) That the direction provided to staff in Closed Session, respecting Report PED19084(b), TradePort / City Lease Negotiation Information Report be approved and remain confidential; and,
- (ii) That the contents of Report PED19084(b), respecting TradePort / City Lease Negotiation Information Report, be received and remain confidential.

14. Advisory Committee for Persons with Disabilities Sub-Committee Report 20-002, February 11, 2020 (Item 10.10)

(a) Letter from Advisory Committee for Persons with Disabilities to the General Issues Committee respecting Sidewalk Snow Removal Report PW19022(a) (Item 7.1(b))

- (i) That the letter prepared by the Built Environment Working Group on behalf of the Advisory Committee for Persons with Disabilities, respecting Sidewalk Snow Removal Report PW19022(a), attached as Appendix "G" to Report 20-007, be approved; and,
- (ii) That staff be directed to forward the letter from the Advisory Committee for Persons with Disabilities respecting Sidewalk Snow Removal Report PW19022(a), attached hereto as Appendix "G", to the 2020 Operating Budget process (General Issues Committee) for consideration.

(b) L'Arche Hamilton Fundraising Dinner

WHEREAS, L'Arche is a leader in supporting people with intellectual disabilities in Canada and the world; and,

WHEREAS, L'Arche seeks to provide environments where people can reach their full potential, lead lives rich in relationships of mutuality, and have a valid place in society where all can contribute;

THEREFORE, BE IT RESOLVED:

That eight tickets to L'Arche Hamilton's fundraising dinner on April 25, 2020 at the Venetian Club of Hamilton (269 John Street North) be purchased to allow members of the Committee to attend the event at a total cost of \$480 (\$60 per person), to be funded from the Advisory Committee for Persons with Disabilities Reserve Fund (112212).

**(c) Advisory Committee for Persons with Disabilities
Representative on the Hamilton Strategic Road Safety
Committee**

WHEREAS, the Hamilton Strategic Road Safety Committee meets on a quarterly basis within a calendar year (additional meetings may be held as required);

WHEREAS, the mandate of the Hamilton Strategic Road Safety Committee is to guide the implementation of the City's Vision Zero Action Plan toward a safe, balanced, and integrated transportation network that offers a choice of travel modes for all road users and eliminates collisions that result in injury or death; and,

WHEREAS, there is an opportunity for an Advisory Committee for Persons with Disabilities member to serve as a key stakeholder/advisor (non-voting member) on the Hamilton Strategic Road Safety Committee;

THEREFORE, BE IT RESOLVED:

- (a) That the Chair of the Advisory Committee for Persons with Disabilities be authorized to represent the Committee's interests as a key stakeholder/advisor (non-voting member) on the Hamilton Strategic Road Safety Committee; and,
- (b) That Committee Member Tom Manzuk be authorized to represent the Committee's interests as a key stakeholder/advisor (non-voting member) on the Hamilton Strategic Road Safety Committee for the remainder of the 2018 - 2022 term of Council if the Chair of the Advisory Committee for Persons with Disabilities is unable to attend.

**15. Application of City's Equity, Diversity and Inclusion Policy to "City Leases"
(LS20007/HUR20005) (City Wide) (Item 10.11)**

- (a) That Report LS20007/HUR20005, respecting the Application of City's Equity, Diversity and Inclusion Policy to "City Leases", be received; and,

- (b) That Appendix “A” to Report LS20007/HUR2005, respecting the Application of City’s Equity, Diversity and Inclusion Policy to “City Leases”, remain confidential.

16. Feasibility of Developing a Hamilton Biodiversity Action Plan (Item 11.1)

WHEREAS, the scientific consensus is that habitat loss and climate change together have triggered mass extinction of life on earth and that 60% of all wildlife worldwide has been lost since 1970;

WHEREAS, increasing and/or enhancing biodiversity within ecosystems benefits all species, including humans, and provides ecological services such as pollination services, climate resiliency and stability, as well as providing beautiful green spaces that support the wellbeing and mental health of individuals and communities;

WHEREAS, enhancing biodiversity is a “nature-based solution” to climate impacts, such as managing flooding by storing water, significantly reducing air pollution by sequestering carbon, filtering out harmful particulates, and cooling, thereby reducing the harmful effects of heatwaves and increasing the quality and resilience of infrastructure at lower costs and reduced risk;

WHEREAS, cities have a critical role to play in the biodiversity crisis and the climate change crisis and a Biodiversity Action Plan for Hamilton will help the City of Hamilton and conservation partners to protect and restore Hamilton’s biodiversity;

WHEREAS, Hamilton is addressing the climate crisis with the Climate Change Action Plan and a Biodiversity Action Plan can help to mitigate the climate crisis with nature-based solutions to help address serious issues like storm water management and temperature amelioration and reduction of urban heat island. The Biodiversity Action Plan will complement the Climate Change Action Plan workplan;

WHEREAS, the development of the Biodiversity Action Plan will foster environmental awareness and sustainability and increase interactions and engagement among community stewards;

WHEREAS, the Biodiversity Action Plan allows the City of Hamilton to highlight and align initiatives already in place and further engage local communities in an environment of creativity and innovation which will promote a healthier life for our community; and,

WHEREAS, many other municipalities have developed Biodiversity Strategies that can be used as resources for Hamilton (ex. Toronto, Calgary, Edmonton, Vancouver);

THEREFORE, BE IT RESOLVED:

That the appropriate staff be directed to investigate the feasibility and resources required to develop a Biodiversity Action Plan for Hamilton in collaboration with the conservation and report back to the General Issues Committee.

17. Early Release of GRIDS2 Report and Accompanying Background Studies (Item 11.1)

That, in order to allow members of Council and the public ample time to review the lengthy documents, staff be directed to release the GRIDS2 report and accompanying background studies, at the earliest possible date.

18. Disposition of Land - Part of Moxley Road, Flamborough (PED20028) (Ward 13) (Item 14.2)

- (a) That an Offer to Purchase, scheduled to close on or before October 15, 2020 for the sale of land described as Parts 1, 2 and 3 on Draft Reference Plan #18296-1, dated November 2, 2018 prepared by Delph & Jenkins North Ltd, in the City of Hamilton, as shown in Appendix "A" attached to Report PED20028, based substantially on the Terms and Conditions attached as Appendix "B" to Report 20-028, and such other terms and conditions deemed appropriate by the General Manager of the Planning and Economic Development Department, be approved and completed;
- (b) That the net Proceeds from the sale of Part of Moxley Road be deposited to Capital Project Account No. 3561850200 (Property Purchases and Sales);
- (c) That the sum of \$19,900 to be funded from Capital Project Account No. 3561850200 and credited to Account No. 45408-812036 (Property Purchases and Sales) for recovery of real estate and legal expenses, be approved;
- (d) That the City Solicitor be authorized and directed to complete the transaction, respecting disposition of part of Moxley Road 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 deemed reasonable;

- (e) That the Mayor and City Clerk be authorized and directed to execute all necessary documents, respecting disposition of part of Moxley Road, in a form satisfactory to the City Solicitor; and,
- (f) That the complete Report PED20028, respecting the disposition of part of Moxley Road remain confidential until completion of the real estate transaction.

19 LRT Project - Staffing Plan & Implications (PED20054) (City Wide) (Item 14.4)

That the direction provided to staff in Closed Session, respecting Report PED20054 – LRT Project – Staffing Plan & Implications, be approved.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

5. COMMUNICATIONS

- 5.1 Correspondence from Nick Klip, Operations Manager, Hamilton/Halton, Enbridge Gas Inc., respecting the Proposed Kirkwall-Hamilton Natural Gas Pipeline Project

Recommendation: Be received and referred to consideration of Item 10.8.

6. DELEGATION REQUESTS

- 6.1 Carol Priamo respecting Item 10.1 - Report PED19168(a) - Proposal for the Adaptive Re-Use of the Balfour House/Chedoke Estate (For the February 19, 2020 GIC)

7. CONSENT ITEMS

- 7.1 2019 Annual Report on the 2016 - 2020 Economic Development Action Plan Progress (PED20039) (City Wide)

As there is a presentation to accompany this report, this Item has been moved to Item 9.1.

9. STAFF PRESENTATIONS

- 9.2 Commonwealth Games 2030 (PED19108(d)) (City Wide)

10. DISCUSSION ITEMS

- 10.8 Sub-Section (a) to Report PED20053 - Enbridge Gas Inc. Leave to Construct Application for the 2021 Dawn to Parkway Extension and Integrated Resource Planning Proposal (DEFERRED from the February 7, 2020 Special General Issues Committee meeting.)
- 10.9 Airport Sub-Committee Report 20-001, February 11, 2020
- 10.10 Advisory Committee for Persons with Disabilities Report 20-002, February 11, 2020
- 10.11 Application of the City's Equity, Diversity and Inclusion Policy to "City Leases" (LS20007/HUR20005) (City Wide)

14. PRIVATE & CONFIDENTIAL

- 14.4 Light Rail Transit (LRT) Project - Staffing Plan and Implications (PED20054) (City Wide)
- 14.5 Appendix "A" to Report LS20007/HUR20005, respecting an Application of the City's Equity, Diversity and Inclusion Policy to "City Leases"

The agenda for the February 19, 2020 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 January 30, 2020 and the February 5, 2020 General Issues Committee meetings was approved, as presented.

- (i) January 30, 2020 – Special (Item 4.1)
(ii) February 5, 2020 (Item 4.2)

(d) COMMUNICATION ITEMS (Item 5)

The Communication Item was approved, as follows:

- (i) Correspondence from Nick Klip, Operations Manager, Hamilton/Halton, Enbridge Gas Inc., respecting the Proposed Kirkwall-Hamilton Natural Gas Pipeline Project (Item 5.1)

Recommendation: Be received and referred to consideration of Item 10.8.

(e) DELEGATION REQUESTS (Item 6)

- (i) **Carol Priamo respecting Item 10.1 - Report PED19168(a) - Proposal for the Adaptive Re-Use of the Balfour House/Chedoke Estate (For the February 19, 2020 GIC) (Item 6.1)**

The delegation request, submitted by Carol Priamo, respecting Item 10.1, Report PED19168(a) - Proposal for the Adaptive Re-Use of the Balfour House/Chedoke Estate, was approved to appear before the General Issues Committee on February 19, 2020.

(f) PUBLIC HEARINGS / DELEGATIONS (Item 8)

- (i) **Brian MacPherson and Rick Powers, Commonwealth Games Canada, to present Commonwealth Games Canada's 2026 and/or 2030 Commonwealth Games Candidate City Selection Process (Item 8.1)**

Brian MacPherson and Rick Powers, Commonwealth Games Canada, was permitted additional time, beyond the 5 minutes authorized in the Procedural By-law, to provide their presentation.

Brian MacPherson and Rick Powers, Commonwealth Games Canada, addressed Committee to present Commonwealth Games Canada's 2026 and/or 2030 Commonwealth Games Candidate City Selection Process.

The presentation provided by Brian MacPherson and Rick Powers, Commonwealth Games Canada, respecting Commonwealth Games Canada's 2026 and/or 2030 Commonwealth Games Candidate City Selection Process, 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 the above matter, please refer to Item 5.

(ii) P. J. Mercanti and Louis Frapporti, Hamilton100 Commonwealth Games Bid Corporation, to provide an Update regarding the Hosting Proposal Part 2 for the 2030 Commonwealth Games (Item 8.2)

P. J. Mercanti and Louis Frapporti, Hamilton100 Commonwealth Games Bid Corporation, was permitted additional time, beyond the 5 minutes authorized in the Procedural By-law, to provide their presentation.

P. J. Mercanti and Louis Frapporti, Hamilton100 Commonwealth Games Bid Corporation, addressed Committee to provide an Update regarding the Hosting Proposal Part 2 for the 2030 Commonwealth Games.

The presentation provided by P. J. Mercanti and Louis Frapporti, Hamilton100 Commonwealth Games Bid Corporation, respecting an Update regarding the Hosting Proposal Part 2 for the 2030 Commonwealth Games, 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 5. Item 9.2, respecting Report PED19108(d) - Commonwealth Games 2030, was moved up on the agenda to be addressed before Item 8.3.

(iii) Michael Van Pelt, Cardus, respecting Cardus' Balfour House / Chedoke Estate Proposal (Item 8.3)

Michael Van Pelt, Cardus, respecting Cardus' Balfour House / Chedoke Estate Proposal, was permitted additional time, beyond the 5 minutes authorized in the Procedural By-law, to provide his presentation.

Michael Van Pelt, Cardus, addressed Committee respecting Cardus' Balfour House/Chedoke Estate Proposal.

The presentation provided by Michael Van Pelt, Cardus, respecting Cardus' Balfour House/Chedoke Estate Proposal, 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 6.

Item 8.7, Carol Priamo, respecting Item 10.1 – Report PED19168, Proposal for the Adaptive Re-Use of the Balfour House / Chedoke Estate, was moved up on the agenda to be addressed before Item 8.4.

(iv) Vic Djurdjevic, Nikola Tesla Educational, respecting the Tesla Electric City Festival 2020 (Item 8.4)

Vic Djurdjevic, Nikola Tesla Educational, was permitted additional time, beyond the 5 minutes authorized in the Procedural By-law, to provide his presentation.

Vic Djurdjevic, Nikola Tesla Educational, addressed Committee respecting the Tesla Electric City Festival 2020.

The presentation provided by Vic Djurdjevic, Nikola Tesla Educational, respecting the Tesla Electric City Festival 2020, 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 2.

(v) Jen Baker, Hamilton Naturalists' Club, respecting Item 11.1 – Feasibility of Developing a Hamilton Biodiversity Action Plan (Item 8.5)

Jen Baker, Hamilton Naturalists' Club, was permitted additional time, beyond the 5 minutes authorized in the Procedural By-law, to provide her presentation.

Jen Baker, Hamilton Naturalists' Club, addressed Committee respecting Item 11.1 – Feasibility of Developing a Hamilton Biodiversity Action Plan.

The presentation provided by Jen Baker, Hamilton Naturalists' Club, respecting Item 11.1 – Feasibility of Developing a Hamilton Biodiversity Action Plan, 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 16.

Item 11.1, being a Motion respecting Feasibility of Developing a Hamilton Biodiversity Action Plan, was moved up on the agenda to be addressed, prior to Item 8.6.

(vi) Lee W. Fairbanks and Jim Sweetman respecting an Option for a Transit Solution (Item 8.6)

Lee W. Fairbanks was permitted additional time, beyond the 5 minutes authorized in the Procedural By-law, to provide his presentation.

Lee W. Fairbanks addressed Committee respecting an Option for a Transit Solution.

The presentation provided by Lee W. Fairbanks, respecting an Option for a Transit Solution, 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 3.

(vii) Carol Priamo respecting Item 10.1 – Report Ped19168(a) – Proposal for the Adaptive Re-Use of the Balfour House/Chedoke Estate (Item 8.7)

Carol Priamo addressed Committee respecting Item 10.1 – Report PED19168(a) – Proposal for the Adaptive Re-Use of the Balfour House/Chedoke Estate.

Carol Priamo was permitted additional time, beyond the 5 minutes authorized in the Procedural By-law, to provide her presentation.

The presentation provided by Carol Priamo, respecting Item 10.1 – Report Ped19168(a) – Proposal for the Adaptive Re-Use of the Balfour House/Chedoke Estate, 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 6.

Item 10.1, respecting Report PED19168(a), Proposal for the Adaptive Re-Use of Balfour House-Chedoke Estate, was moved up on the agenda to be addressed, prior to Item 9.1.

(g) STAFF PRESENTATIONS (Item 9)

(i) 2019 Annual Report on the 2016 - 2020 Economic Development Action Plan Progress (PED20039) (City Wide) (Item 9.1)

Glen Norton, Director of Economic Development, addressed Committee and provided a PowerPoint overview of Report PED20039 – 2019 Annual Report on the 2016 - 2020 Economic Development Action Plan Progress.

The presentation, respecting Report PED20039 – 2019 Annual Report on the 2016 - 2020 Economic Development Action Plan Progress, 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.

(ii) Commonwealth Games 2030 (PED19108(d) (City Wide) (Item 9.2)

Carrie Brooks-Joiner, Director of Tourism and Culture; and, Mike Zegarac, General Manager of Finance and Corporate Services, addressed Committee and provided a PowerPoint presentation respecting Report PED19108(d) – Commonwealth Games 2030.

The presentation, respecting Report PED19108(d) – Commonwealth Games 2030, 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 5.

(h) DISCUSSION ITEMS (Item 10)

(i) Sub-section (a) to Report PED20053, respecting the Enbridge Gas Inc. Leave to Construct Application for the 2021 Dawn to Parkway Extension and Integrated Resource Planning Proposal (Wards 13 and 15) (Item 10.8)

Report PED20053, respecting the Enbridge Gas Inc. Leave to Construct Application for the 2021 Dawn to Parkway Extension and Integrated Resource Planning Proposal, was DEFERRED to the March 25, 2020 General Issues Committee meeting.

(ii) Application of City's Equity, Diversity and Inclusion Policy to City Leases (LS20007/HUR20005) (City Wide) (Item 10.11)

That consideration of Report LS20007/HUR20005, respecting the Application of City's Equity, Diversity and Inclusion Policy to City Leases, was DEFERRED until Committee reconvenes in Open Session.

(i) NOTICES OF MOTION (Item 12)

Councillor M. Pearson introduced a Notice of Motion respecting the Early Release of the GRIDS 2 report and accompanying background studies.

The Rules of Order were waived to allow for the introduction of a Motion respecting the Early Release of the GRIDS 2 Report and Accompanying background studies.

(j) PRIVATE & CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – February 5, 2020 (Item 14.1)

- (a) That the Closed Session Minutes of the February 5, 2020 General Issues Committee meeting, were approved, as presented; and,
- (b) That the Closed Session Minutes of the February 5, 2020 General Issues Committee meeting shall remain confidential.

Committee moved into Closed Session respecting Items 14.2, 14.4 and 14.5, pursuant to Section 8.1, Sub-sections (b), (c), (f) and (k) of the City's Procedural By-law 18-270, as amended; and, Section 239(2), Sub-sections (b), (c), (f) and (k) of the *Ontario Municipal Act*, 2001; as amended, as the subject matter pertains to personal matters about an identifiable individual, including municipal or local board employees; a proposed or pending acquisition or disposition of land by the municipality or local board; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, 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.

(ii) LRT Project - Staffing Plan & Implications (PED20054) (City Wide) (Item 14.4)

The following MOTION was **DEFEATED**:

That Report PED20054, respecting Light Rail Transit (LRT) Project – Staffing Plan and Implications, remain confidential.

For disposition of this matter, please refer to Item 19.

(k) ADJOURNMENT (Item 15)

There being no further business, the General Issues Committee adjourned at 7:55 p.m.

Respectfully submitted,

Deputy Mayor J. P. Danko
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk

APPENDIX B

8.2 ERASE Redevelopment Grant Program (ERG)

8.2.1 Purpose

The purpose of this program is to alleviate a serious financial impediment to brownfield redevelopment efforts, namely the large tax increase that can result when a brownfield property is redeveloped. The intent of the ERG is to encourage environmental remediation, rehabilitation, redevelopment and adaptive re-use of brownfield sites. Therefore, only those brownfield redevelopment projects that result in an increase in property assessment and taxes will be eligible for funding under the ERG. The ERG also leverages public sector investment and encourages development that would otherwise not take place without this incentive program.

8.2.2 Program Description

The ERG is a tax-increment based program that will provide a financial incentive in the form of a grant to help offset the cost of environmental remediation and rehabilitation of brownfield properties where redevelopment results in a re-valuation and tax increase on these properties. The applicant will initially pay for the entire cost of the remediation and redevelopment project. Once the municipality receives the first full calendar year of newly assessed property taxes that result from the development, the municipality will reimburse the applicant in the form of an annual grant equivalent to 80% of the increase in City taxes that result from redevelopment. Each year, the property owner must first pay taxes owing and then the approved applicant will receive the grant. In no case will the total amount of the grant provided under this program exceed the value of the approved eligible program costs. Also, in no case, will the total amount of the grants provided under this program, and the Tax Assistance Program (TAP) (8.3) exceed the estimated eligible program costs as approved by City Council.

The grant provided under the ERG will equal 80% of the increase in the City portion of property taxes. The remaining 20% of the increase in the City portion of property taxes will be dedicated to the ERASE Municipal Acquisition and Partnership Program (MAPP)

The grants may be received by the property owner in conjunction with any other available municipal program except for other tax increment financing programs.

Assignment of a grant under this Program is not permitted except where the grant is to be assigned to the City of Hamilton as payment towards a loan under the Downtown Hamilton/West Harbourfront Remediation Loan Program for the same project.

The grant will be earned by the applicant if they have met all terms and conditions of the Program and the property and property owner are in good standing with the City in terms of all City By-laws that apply to the property and project, all laws that govern the construction and development of the project and the payment of all taxes *during the development stage* and for any portion of the property retained by the property owner after remediation and redevelopment are complete. The annual grant to the applicant will be pro-rated if an appeal has been filed with the Municipal Property Assessment Corporation (MPAC) by any of the condominium unit owners. The grant for condominium units that are under appeal will not be released until the appeals are settled through the Assessment Review Board.

For developments containing condominium units, the first-year grant is payable during the calendar year in which 75% of the condominium units within the project are reassessed by MPAC and the property owner(s) have paid in full the new taxes for one (1) calendar year. For non-condominium developments, the first-year grant is payable during the calendar year in which the redevelopment project is complete, the property has been reassessed by MPAC and the property owner has paid in full the new taxes for one (1) calendar year.

Grant payments under the ERG Program will cease at such time as whichever of the following comes first:

- a) Total grant payments provided under this program equal the approved and accepted eligible costs have been reimbursed; or,
- b) 10 annual payments have been provided.

The ERG is an application-based program. As early as possible in the development approvals process, a property owner will register their intent to participate in the program by filing an ERG Application with the Economic Development Division. Before accepting this application, the Economic Development Division will screen the application to ensure that it is for a property within the designated ERASE Community Improvement Project Area (CIPA) and the application meets the eligibility requirements.

Applications that are not within the ERASE CIPA or applications that clearly do not meet the eligibility requirements will not be accepted. Acceptance of the application by the Economic Development Division in no way implies grant approval.

Applications will be processed and approved on a first come, first serve basis. Review and evaluation of the application and supporting materials against program eligibility requirements will be done by City staff. The applicant participating in the ERG program must enter into an agreement with the City. This Agreement will specify the terms and conditions of the grant and will include terms and conditions in addition to those contained in this Appendix "B" as determined by the City Solicitor and General Manager of Planning and Economic Development. All ERG applications and agreements will be subject to approval by City Council or Council's designate.

The amount of City taxes ("base rate") will be determined before commencement of the project. The increase in the municipal portion of real property taxes (or "municipal tax increment") will be calculated as the difference between the base rate and the amount of City taxes levied as a result of reassessed by the Municipal Property Assessment Corporation (MPAC) following project completion. The municipal tax increment will be used to fund the grant. This program does not exempt property owners from an increase/decrease in municipal taxes due to a general tax rate increase/decrease, or a change in assessment for any other reason.

For eligible sites where environmental remediation is proposed, the applicant shall obtain and submit to the City a Phase II ESA and/or Risk Assessment and a Remedial Action Plan undertaken by a Qualified Person that:

- a) Identifies the extent and provides a cost estimate for the environmental remediation of the eligible property; and,
- b) Contains a detailed work plan and budget for said environmental remediation.

For eligible sites where the removal and/or abatement of designated substances and/or hazardous materials is proposed, the applicant shall obtain and submit to the City:

- a) A Designated Substances and Hazardous Materials Survey which identifies the presence, extent and need for the removal and/or abatement of such substances/materials in accordance with the *Occupation Health and Safety Act*, Ontario Regulation 278/05 (where applicable) and to the City's satisfaction; and,
- b) A detailed work plan and cost estimate.

For eligible sites where the removal, replacement and/or upgrade of capacity for existing on-site infrastructure (water services, sanitary sewers and storm sewers) and/or building demolition is proposed, the applicant shall obtain and submit to the City:

- a) Any applicable engineering/servicing reports identifying the need for the removal, replacement and/or upgrade of on-site infrastructure; and,
- b) A detailed work plan and cost estimate for the demolition and/or removal, replacement and/or upgrade of on-site infrastructure.

The actual component costs for all eligible cost items will be supplied to the City upon completion of the project. Payment of the grant will be based on the City's review, satisfaction and acceptance of all reports, paid invoices and documentation which is submitted outlining the full scope and cost of the work completed. Any and all of these costs may be subject to audit, at the expense of the property owner. The grant may be reduced or cancelled if the eligible work is not completed, not completed as approved and/or where documentation/invoicing of said costs is not provided to the City's satisfaction.

If during the course of the work, the scope of the work changes, or actual costs are greater or less than estimated costs, the City reserves the right to increase or decrease the total amount of the grant. The annual grant payment will be based on the actual increase in property taxes as calculated, based on the actual reassessment by MPAC following project completion and receipt of an RSC.

The City may discontinue the ERG Program at any time. However, participants in the ERG Program with applications and agreements that were approved prior the closing of the program will continue to receive grant payments as determined through their ERG Agreement with the City. The City is not responsible for any costs incurred by the property owner in any way relating to the program, including without limitation, costs incurred in anticipation of a grant.

It should be noted that peer-reviewed Risk Assessments are to be permitted in situations where a RSC is not required by the Ministry of Environment, Conservation and Parks (MOECP) (i.e. not moving to a more sensitive land use).

Finally, for the purposes of clarity a 'project' consists of the redevelopment site. The redevelopment site may include multiple properties with more than municipal address.

8.2.3 Eligibility Requirements

All owners of properties within the ERASE Community Improvement Project Area are eligible to apply for funding under this program, subject to meeting the general program requirements in Section 8.0, the following eligibility requirements, and subject to availability of funding as approved by Council:

- a) An application for the ERG must be submitted to the Economic Development Department prior to the commencement of any works and prior to application for building permit

(Program is not retroactive);

- b) Such application shall include reports, plans, estimates, contracts and other details as may be required to satisfy the City with respect to the eligible costs of the project and conformity of the project with the ERASE CIP;
- c) The applicant shall obtain and submit to the City a Phase II ESA and/or Risk Assessment and Remedial Action Plan undertaken by a Qualified Person that:
 - i) identifies the extent and provides a cost estimate for the environmental remediation of the eligible property; and,
 - ii) contains a detailed work plan and budget for said environmental remediation.
- d) As a condition of the grant application, the City may require the applicant to submit a Business Plan, with said Plan to the City's satisfaction;
- e) The property shall be redeveloped such that the amount of work undertaken is sufficient to at a minimum result in an increase in the assessed value of the property;
- f) The total value of the grant provided under this program shall not exceed the total value of work done under eligible program costs;
- g) Eligible program costs include the following:
 - i) environmental remediation (i.e., the cost of any action taken to reduce the concentration of contaminants on, in or under the eligible property to permit a Record of Site Condition (RSC) to be filed for the proposed use by a Qualified Person, including costs of preparing and filing of an RSC and Certificate of Property Use (CPU), cost of clean fill, grading and compaction to replace contaminated soils;
Eligible environmental remediation costs do not include construction/development costs that would be required regardless of the presence of contamination.
 - ii) Phase II ESAs, Risk Assessments and Remedial Action Plans not covered by the ERASE Study Grant program;
 - iii) installing environmental and/or engineering controls/works, as specified in the Remedial Work Plan and/or Risk Assessment and/or CPU;
 - iv) monitoring, maintaining and operating environmental and/or engineering controls/works related to environmental remediation, as specified in the Remedial Action Plan and/or Risk Assessment and/or CPU;
 - v) Industrial/Office Reuse Feasibility Study (Area 2 only)
 - vi) Designated Substances and Hazardous Material Survey and their removal and abatement in accordance with the *Occupational Health and Safety Act* and Ontario Regulation 278/05 (where applicable) in the Older Industrial Area (Area 2);
 - vii) Designated Substances and Hazardous Material Survey and their removal and abatement in accordance with the *Occupational Health and Safety Act* and Ontario Regulation 278/05 (where applicable) in current/closed Institutional use

- buildings across the CIPA;
- viii) Designated Substances and Hazardous Material Survey and their removal and abatement in accordance with the *Occupational Health and Safety Act* and Ontario Regulation 278/05 (where applicable) as part of the rehabilitation and restoration of heritage buildings/properties designated under Part IV or V of the *Ontario Heritage Act* across the CIPA; and
- ix) In addition to the above, the following costs may also be considered eligible when incurred on a site requiring remediation/rehabilitation and located in the applicable geographic area:
- A. the following Leadership in Energy and Environmental Design (LEED) Program components up to a maximum of 50% as per the City of Hamilton's LEED Grant Program (LGP) to achieve LEED certification under the LEED rating system by the Canadian Green Building Council – CaGBC:
 - incremental construction costs,
 - consultation costs
 - energy modeling; and
 - certification fees
 - B. demolition costs not covered by demolition charge credits (Areas 2 and 3 only);
 - C. the removal, replacement and/or upgrade of capacity for existing infrastructure (water services, sanitary sewers and storm sewers) up to a maximum of 25% of the cost of said improvement provided the improvement is located on the property and will support the rehabilitation and reuse of the property (Areas 2 and 3 only);
 - D. certain relocation/removal costs for existing and operating industrial manufacturing and transportation uses, where such costs relate to or contribute directly to the actual remediation and rehabilitation of the site (Areas 2 and 3 only).
- h) Notwithstanding 8.2.3 g), costs shall not be considered to be eligible if incurred prior to the date an application has been submitted under this program and accepted by the City with the exception of studies which were the subject of an approved ERASE Study Grant (ESG) Program (8.1) application. The total of the grant provided under this Program in combination with any tax assistance provided under the Tax Assistance Program (TAP) (8.3) shall not exceed the total approved eligible costs. Previous grant payments provided under the ESG Program for studies which are also to be accepted as eligible costs under this program will be deducted from the approved eligible costs;
- i) To be eligible under this program, costs must be incurred by the property owner as identified on the submitted program application accepted by the City;
- j) Actual costs for any or all of the items in eligible program costs above may be subject to audit by the City, at the expense of the property owner;
- k) All property owners participating in this program will be required to enter into an agreement with the City which will specify the terms and conditions of the grant;

- l) All ERG applications must be approved by City Council or City Council's designate;
- m) The property owner shall be required to submit one of the following prior to a grant being paid under this program:
 - i) a Record of Site Condition ("RSC") conforming to the latest Ontario Regulation 153/04 standards and prepared by a Qualified Person to the Environmental Site Registry under section 168.4 of the *Environmental Protection Act* and shall submit to the City an acknowledgement of receipt of the RSC by the MOECP; or
 - ii) where the submission of a signed RSC is not required under the *Environmental Protection Act* to permit the brownfield redevelopment, and provided that the owner of the property within the ERASE Community Improvement Project Area undertakes a Risk Assessment and remediates the property to a standard that would enable the owner to submit a RSC, the property owner may instead provide the City with a Risk Assessment prepared by a Qualified Person for Risk Assessments (as defined in the *Environmental Protection Act* and Ontario Regulation 153/04, as amended), subject to a peer-review by a Qualified Person for Risk Assessment, who is acceptable to the City. This peer-review must certify that the property has been remediated to the appropriate levels for the proposed use in accordance with the Risk Assessment, to the satisfaction of the City. The cost of the peer-review will be an eligible cost under this program.
- n) The City reserves the right to require the submission, to the City's satisfaction, of environmental reports and documentation showing the subject property has been remediated to the appropriate levels for the proposed use.
- o) If a building(s) erected on a property participating in this Program is demolished before the grant period expires, the remainder of the monies to be paid out under the grant shall be forfeited;
- p) The improvements made to buildings and/or land shall be made pursuant to a Building Permit, constructed in accordance with the Ontario Building Code, and in compliance with all applicable Official Plan, Zoning By-Law and Site Plan Control requirements and approvals; and,
- q) Outstanding work orders and/or orders or requests to comply from the City must be satisfactorily addressed prior to grant approval.
- r) No grant is to be paid out until the project is completed. Alternatively, subject to written approval by the Director of Economic Development, a percentage of the total grant payment may be provided for phased developments based on the number of phases completed and proportional to the eligible costs incurred in each completed phase. Such partial payments shall be limited to those projects where the incremental tax increase for individual development phase can be determined to the City's satisfaction.
- s) Work on the portion of the Project that is at or above grade shall commence no longer than five (5) years from the date an application under this program was approved by City Council (or City Council's designate) and the Project and all eligible works shall be completed and the project capable of being fully occupied within 10 years from the date an application under this program approved by City Council (or City Council's designate). Where a project consists of multiple phases, consideration may be provided for an extended project

completion and occupancy period at the sole absolute and unfettered discretion of City Council.

Eighty-percent (80%) of the municipal portion of the tax increment will be reimbursed to the property owner in the form of a grant, while the remaining 20% of the tax increment will be dedicated to the ERASE Municipal Acquisition and Partnership Program (see Section 8.5).

8.2.4 Administration

The Economic Development Division will be responsible for administering the ERG, in consultation with other division/departments as necessary. Applications shall be submitted to the Economic Development Division and shall be accompanied by a Phase II ESA and/or Risk Assessment and Remedial Action Plan undertaken by a Qualified Person (as defined under Ontario Regulation 153/04) and/or Designated Substances and Hazardous Materials Survey (where applicable). For sites undertaking environmental remediation, the work plan and cost estimate shall be in the form of a Remedial Action Plan prepared by a Qualified Person. Said work plan and cost estimate will be supported by a Phase II ESA and/or Risk Assessment undertaken by a Qualified Person. Studies/plans submitted shall:

- a) Identify the extent of the environmental remediation and any installation, monitoring, maintaining and operating environmental and/or engineering controls/works required for the eligible property; and,
- b) Provide a detailed work plan and cost estimate for said environmental remediation which includes the installation, monitoring, maintaining and operating environmental and/or engineering controls/works.

For other non-remediation eligible works under this program, a written contractor’s estimate shall be provided which shall be supported by any applicable studies (such as Designated Substances and Hazardous Materials Survey) to the City’s satisfaction. The City may also require the submission of a Business Plan for the proposed development.

In addition, a cost estimate for all eligible LEED program component costs by a LEED certified specialist must be provided.

Applicants will be required to have a pre-application consultation meeting with City staff in order to determine program eligibility, proposed scope of work, project timing, etc.

Before accepting an application, City staff will screen the application. If the application is not within the community improvement project area or the application clearly does not meet the program eligibility requirements, the application will not be accepted.

Acceptance of the application by the City in no way implies grant approval.

Program eligibility will be determined by the Economic Development Division, in consultation with other divisions/departments as necessary. Applications will be recommended for approval only if they meet the criteria specified in this Plan and any other requirements of the City including that the property and property owner are in good standing with the City in terms of all City By-laws that apply to the property and project, all laws that govern the construction and development of the project and the payment of all taxes.

In instances where an applicant cannot satisfy staff with all necessary eligible cost estimates and

required back-up documentation, staff reserves the right to consider an application as part of a two-step application and approval process, with the ultimate approval residing with City Council.

Where an ERG application has been submitted by a property owner and accepted by the City but not yet approved by City Council (or City Council's designate), and the subject property(s) are transferred to a new property owner, the City may permit the transfer or assignment of the application, and any eligible costs incurred from the original date of application, to the new owner at the sole, absolute and unfettered discretion of the General Manager of Planning and Economic Development. An assignment or transfer may require the assignee or transferee to submit an application, assignment or transfer agreement and/or such other documents as determined by the General Manager of Planning and Economic Development in their sole, absolute and unfettered discretion.

A recommendation on the ERG Application (including estimated eligible costs) will be forwarded to City Council (or Council's designate) for consideration.

The applicant participating in the ERG program must enter into an agreement with the City which will be forwarded to the applicant for signature once City Council (or Council's designate) approves the ERG Application. Once the applicant has signed the agreement, the agreement will then be executed by City officials and a copy will be provided to the applicant. The City may require the applicant to register the agreement on title immediately upon execution of the agreement. This agreement will identify events of default whereby upon its occurrence, and for so long as the default continues, the City shall be entitled to remedies including but not limited to ceasing or delaying the release of grant payments without notice to the owner and any obligation of the City to make a grant payment or provide accommodation under the ERG Agreement shall cease. In addition, the City may declare, by notice to the owner, that any grant payments already made to be forthwith due and payable as determined by the General Manager of Planning and Economic Development in their sole, absolute and unfettered discretion.

For sites subject to environmental remediation, the property owner shall submit to the MOECP a signed Record of Site Condition (RSC) prepared by a Qualified Person, and the property owner shall submit to the City an acknowledgement of receipt of the RSC by the MOECP. The City reserves the right to require the submission to the City's satisfaction, of environmental reports and documentation showing the subject property has been remediated to the appropriate levels for the proposed use. The RSC filed with the MOECP must conform to the latest Ontario Regulation 153/04 standards. Where the submission of a signed RSC is not required under the *Environmental Protection Act* to permit the brownfield redevelopment and provided that the owner of the property within the ERASE Community Improvement Project Area undertakes a Risk Assessment and remediates the property to a standard that would enable the owner to submit a RSC, the property owner may instead provide the City with a Risk Assessment prepared by a Qualified Person for Risk Assessments (as defined in the *Environmental Protection Act* and Ontario Regulation 153/04, as amended), subject to a peer-review by a Qualified Person for Risk Assessments, who is acceptable to the City. This peer-review must certify that the property has been remediated to the appropriate levels for the proposed use in accordance with the Risk Assessment, to the satisfaction of the City. The cost of the peer-review will be an eligible cost.

Once the development project is complete and the property has been reassessed by MPAC, the property owner will be sent a new tax bill. After the property owner has paid in full the new taxes for one (1) calendar year, the City will check to see that the property is not in tax arrears and that the property is still in conformity with the terms of the ERG Agreement. The City will calculate the actual tax increment and grant payment. The City will then issue payment of the grant in the form

of a cheque in the amount specified as per the calculation of the actual grant payment. If the property is severed into multiple parcels or lots or if there is a conveyance of part of the property (all referred to as "severed parcels") prior to the first full year of reassessment resulting from the completion of the project. the property taxes used to calculate the grant shall be the sum of the amount which is the lesser of the post-project municipal property taxes or the municipal property taxes payable for the year for which a grant payment is being made, for all the severed parcels but for the initial grant payment means the amount which equals the sum of the post-project municipal property taxes for the severed parcels.

A grant will not be made unless a written request for the grant payment has been made by the owner in the year in which the grant payment is payable. If a written request has not be made for grant payment in the year in which it is payable but all other conditions for its payment have been satisfied, the grant payment shall accrue and be payable together with any other grant payments for which a written request has not been made until such time as a written request has been made and upon such written request the grant payment shall equal the sum of the accrued and previously unrequested grant payments. If a request for the initial grant payment is not made within three (3) years of the year in which the first-years' grant is payable the agreement shall terminate and without limiting the generality of the foregoing the City shall not be obligated to make any grant payments.

APPENDIX C

8.3 ERASE Tax Assistance Program (TAP)

8.3.1 Purpose

The purpose of the ERASE Tax Assistance Program (TAP) is similar to the ERG, i.e., to remove a serious financial impediment to brownfield redevelopment efforts, namely the large tax increase that can result when a brownfield property is redeveloped. Specifically, the TAP applies only to the costs of environmental remediation.

The legislative authority for the TAP is established under Sections 365.1(2) and (3) of the *Municipal Act* which allow municipalities to pass a by-law providing tax assistance to an eligible property in the form of a freeze or cancellation of part or all of the taxes levied on that property for municipal and school purposes during the rehabilitation period (maximum 18 months from the date that tax assistance begins) and the development period of the property. Matching assistance from the education property tax is subject to approval by the Ministry of Finance.

8.3.2 Program Description

The Tax Assistance Program consists of two stages. In the first stage, taxes may be frozen. In the second stage, the developer will initially pay for the entire cost of the remediation and redevelopment project. When the municipality receives the incremental property taxes that result from the project, the municipality may cancel a portion of the increase in City taxes that result from redevelopment. The tax assistance will continue for a period of up to three years, at which point, if the City so chooses, continued assistance may be offered either through TAP or through the ERASE Redevelopment Grant (ERG) Program.

Under the TAP, 80% of the increase in the City and education portion of taxes that results from remediation and rehabilitation of the property will be cancelled. Cancellation of the education portion of taxes will only be undertaken if the City of Hamilton receives the approval of the Minister of Finance. Approval for the education portion of the property tax under the TAP may be provided by the Minister of Finance on a case-by-case basis by means of individual applications. The remaining 20% of the increase in the City portion of property taxes will be dedicated to the ERASE Municipal Acquisition and Partnership Program (MAPP) (see Section 8.4). The remaining 20% of the increase in the education portion of property taxes will be remitted to the Province of Ontario.

Assignment of tax assistance under this program is not permitted.

All tax assistance provided under the TAP to a property will cease:

- a) When the total tax assistance provided equals the total cost of environmental remediation, i.e., the costs of any action taken to reduce the concentration of contaminants on, in or under the property to permit a record of site condition (RSC) to be filed in the Environmental Site Registry under Section 168.4 of the *Environmental Protection Act*; or,
- b) After 10 years for the municipal portion of taxes, and after such time period as is approved by the Minister of Finance (if applicable) for the education portion of the taxes; whichever comes first.

If tax assistance is approved by the Minister of Finance, the timing and conditions associated with matching tax assistance relating to the education portion of taxes may be different from those of

the municipality. Education Tax Assistance will be to a maximum of a three (3) year period unless otherwise approved by the Minister of Finance.

The TAP is an application-based program. As early as possible in the development approvals process, a property owner will register their intent to participate in the grant program by filing an ERASE TAP Application with the Economic Development Division. Before accepting this application, the Economic Development Division will screen the application to ensure that it is for a property within the designated Community Improvement Project Area and the application meets all of the eligibility requirements. Applications that are not within the Project Area or applications that clearly do not meet the eligibility requirements will not be accepted.

Acceptance of the application by the Economic Development Division in no way implies grant approval.

Applications will be processed and approved on a first come, first serve basis. Review and evaluation of applications and supporting materials against program eligibility requirements will be done by City staff. The applicant participating in the TAP must enter into an agreement with the City. This Agreement will specify the terms and conditions of the tax assistance. All TAP applications and agreements will be subject to approval by City Council or Council’s designate.

The amount of City taxes (“city base rate”) and the amount of education taxes (“education base rate”) will be determined before commencement of the project and before the record of site condition is filed in the Environmental Site Registry. For stage 1 of the TAP, taxes may be frozen at this city base rate and, if approval granted by the Minister of Finance, education base rate. For stage 1 of the TAP, taxes may be frozen. For stage 2 of the TAP, the increase in the City portion of real property taxes (or “municipal tax increment”) will be calculated as the difference between the city base rate and the amount of City taxes levied as a result of reassessed by Municipal Property Assessment Corporation (MPAC) following project completion. The increase in the education portion of real property taxes (or “education tax increment”) will be calculated as the difference between the education base rate and the amount of education taxes levied as a result of reassessed by MPAC following project completion. This program does not exempt property owners from an increase/decrease in municipal or education taxes due to a general tax rate increase/decrease, or a change in assessment for any other reason.

The applicant shall obtain and submit to the City a Phase II ESA and/or Risk Assessment and a Remedial Action Plan undertaken by a Qualified Person that:

- a) Identifies the extent and provides a cost estimate environmental remediation of the eligible property; and,
- b) Contains a detailed work plan and budget for said environmental remediation.

To qualify for education tax assistance, the subject property, as of the date of the phase two environmental site assessment was completed, did not meet the standards that must be met under subparagraph 4 i) of subsection 168.4 (1) of the *Environmental Protection Act* to permit a Record of Site Condition to be filed under that subsection in the Environmental Site Registry. The actual component costs of the environmental remediation work done will be supplied to the City upon completion of the project. Provision of the tax assistance will be based on the City’s review and satisfaction with all reports and documentation submitted outlining the full scope and cost of the work completed.

Any and all of these costs may be subject to an independent audit, at the expense of the property owner.

If during the course of the work, the scope of the work changes, or actual costs are greater or less than estimated costs, the municipality reserves the right to increase or decrease the total amount of the tax assistance, subject to any conditions or restrictions with respect to taxes for school purposes as required by the Minister of Finance. The actual amount of the tax assistance will be based on the actual increase in property taxes as calculated based on the actual reassessment by the MPAC, following project completion.

The City may discontinue the TAP at any time. However, participants in the TAP with applications and agreements that were approved prior the closing of the program will continue to receive tax assistance as determined through their TAP Agreement with the City. No right to any tax assistance until it has been duly authorized by the City. The City is not responsible for any costs incurred by the owner/applicant in any way relating to the program, including without limitation, costs incurred in anticipation of tax assistance in stage two of the TAP (e.g., after project completion).

8.3.3 Eligibility Requirements

All owners of property within the ERASE Community Improvement Project Area are eligible to apply for funding under this tax assistance program, subject to meeting the general program requirements in Section 8.0, the following eligibility requirements, and subject to availability of funding as approved by Council:

- a) An application for the TAP must be submitted to the Economic Development Division prior to the filing of a Record of Site Condition in the Environmental Site Registry under section 168.4 of the *Environmental Protection Act*, and prior to the commencement of any works and prior to application for Building Permit;
- b) Such application shall include reports, plans, estimates, contracts and other details as may be required to satisfy the City with respect to the eligible costs of the project and conformity of the project with the ERASE CIP;
- c) As soon as possible the applicant shall obtain and submit to the City a Phase II ESA and/or Risk Assessment and Remedial Action Plan undertaken by a Qualified Person that:
 - i) identifies the extent and provides a cost estimate for the environmental remediation of the eligible property; and,
 - ii) contains a detailed work plan and budget for said environmental remediation;
- d) As a condition of the tax assistance application, the City may require the applicant to submit a Business Plan, with said Plan to the City’s satisfaction;
- e) The property shall be redeveloped such that the amount of work undertaken is sufficient to at a minimum result in an increase in the assessed value of the property;
- f) The total value of the tax assistance provided under this program shall not exceed the total value of work done under eligible program costs;

- g) Eligible program costs include the following:
- i) environmental remediation, i.e., the cost of any action taken to reduce the concentration of contaminants on, in or under the eligible property to permit a Record of Site Condition (RSC) to be filed for the proposed use by a Qualified Person, including costs of preparing and filing an RSC and Certificate of Property Use (CPU), cost of clean fill, grading and compaction to replace contaminated soils;
Eligible environmental remediation costs do not include construction/development costs that would be required regardless of the presence of contamination.
 - ii) Phase II ESAs, Risk Assessments and Remedial Action Plans not covered by the ERASE Study Grant program;
 - iii) installing environmental and/or engineering controls/works, as specified in the Remedial Work Plan and/or Risk Assessment and/or CPU;
 - iv) monitoring, maintaining and operating environmental and/or engineering controls/works related to environmental remediation, as specified in the Remedial Action Plan and/or Risk Assessment and/or CPU; and
 - v) Environmental Insurance Premiums;
- h) Notwithstanding 8.3.3 g), costs shall not be considered to be eligible if incurred prior to the date an application has been submitted under this program and accepted by the City with the exception of studies which were the subject of an approved ERASE Study Grant (ESG) Program (8.1) application. The total of the tax assistance provided under this Program in combination with the ERG Program (8.2), shall not exceed the total approved costs. Previous grant payments provided under the ESG Program for a study(s) which are also to be accepted as eligible costs under this Program will be deducted from the approved eligible costs;
- i) To be eligible under this program, costs must be incurred by the property owner as identified on the submitted program application accepted by the City;
 - j) Actual costs for any or all items in eligible program costs above may be subject to audit by the City, at the expense of the property owner;
 - k) The applicant participating in the TAP program must enter into an agreement with the City. This Agreement will specify the terms and conditions of the tax assistance to be provided and will include terms and conditions in addition to those contained in this Appendix "C" as determined by the City Solicitor and General Manager of Planning and Economic Development.
 - l) All TAP applications and agreements must be approved by City Council or City Council's designate;
 - m) The property owner shall be required to submit one of the following prior to being provided tax assistance:
 - i) a Record of Site Condition ("RSC") conforming to the latest Ontario Regulation 153/04 standards and prepared by a Qualified Person to the Environmental Site

Registry under Section 168.4 of the *Environmental Protection Act* and the property owner shall submit to the City an acknowledgement of receipt of the RSC by the Ministry of Environment, Conservation and Parks (MOECP); or

- ii) where the submission of a signed RSC is not required under the *Environmental Protection Act* to permit the brownfield redevelopment and provided that the owner of the property within the ERASE Community Improvement Project Area undertakes a Risk Assessment and remediates the property to a standard that would enable the owner to submit a RSC, the owner may instead provide the City with a Risk Assessment prepared by a Qualified Person for Risk Assessments (as defined in the *Environmental Protection Act* and Ontario Regulation 153/04, as amended), subject to a peer-review by a Qualified Person for Risk assessment, who is acceptable to the City. This peer-review must certify that the property has been remediated to the appropriate levels for the proposed use in accordance with the Risk Assessment, to the satisfaction of the City. The cost of the peer-review will be an eligible cost;
- n) The City reserves the right to require the submission to the City’s satisfaction, of environmental reports and documentation showing the subject property has been remediated to the appropriate levels for the proposed use;
- o) If a building(s) erected on a property participating in this program is demolished before the tax assistance period expires, the remainder of the tax assistance shall be forfeited;
- p) The improvements made to buildings and/or land shall be made pursuant to a Building Permit, constructed in accordance with the Ontario Building Code and in compliance with all applicable Official Plan, Zoning By-Law and Site Plan Control requirements and approvals;
- q) Outstanding work orders and/or orders or requests to comply from the City must be satisfactorily addressed prior to tax assistance approval;
- r) Work on the portion of the Project that is at or above grade shall commence no longer than five (5) years from the date an application under this program was approved by City Council (or City Council’s designate) and the Project and all eligible works shall be completed and the project capable of being fully occupied within 10 years from the date an application under this program was approved by City Council (or City Council’s designate) . Where a project consists of multiple phases, consideration may be provided for an extended project completion and occupancy period at the sole discretion of the City.
- s) For all applications for the TAP that meet the eligibility requirements for matching tax assistance under the provisions of section 365.1 of the *Municipal Act, 2001*, the City will forward a separate application to the Minister of Finance in order that the Minister may consider providing matching education property tax assistance.

8.3.4 Administration

The Economic Development Division will be responsible for administering the TAP, in consultation with other division/departments as necessary. Applications shall be submitted to the Economic Development Division and shall be accompanied by a Phase II ESA and/or Risk Assessment and Remedial Action Plan undertaken by a Qualified Person (as defined under Ontario Regulation 153/04). The work plan and cost estimate shall be in the form of a Remedial Action Plan prepared

by a Qualified Person. Said work plan and cost estimate will be supported by a Phase II ESA and/or Risk Assessment undertaken by a Qualified Person. Studies/Plans submitted shall:

- a) Identify the extent of the environmental remediation and any installation, monitoring, maintaining and operating environmental and/or engineering controls/works required for the eligible property; and,
- b) Provide a detailed work plan and cost estimate for said environmental remediation which includes the installation, monitoring, maintaining and operating environmental and/or engineering controls/works.

The City may also require the submission of a Business Plan for the proposed development.

Applicants will be required to have a pre-application consultation meeting with City staff in order to determine program eligibility, proposed scope of work, project timing, etc.

Before accepting an application, City staff will screen the application. If the application is not within the community improvement project area or the application clearly does not meet the program eligibility requirements, the application will not be accepted.

Acceptance of the application by the City in no way implies grant approval.

Program eligibility will be determined by the Economic Development Division, in consultation with other divisions/departments as necessary. Applications will be recommended for approval only if they meet the criteria specified in this Plan and any other requirements of the City including that the property and property owner are in good standing with the City in terms of all City By-laws that apply to the property and project, all laws that govern the construction and development of the project and the payment of all taxes which are not the subject of assistance under this program.

Where a TAP application has been submitted by a property owner and accepted by the City but not yet approved by City Council (or City Council’s designate), and the subject property(s) are transferred to a new property owner, the City may permit the transfer or assignment of the application, and any eligible costs incurred from the original date of application, to the new owner at the sole, absolute and unfettered discretion of the General Manager of Planning and Economic Development. An assignment or transfer may require the assignee or transferee to submit an application, assignment or transfer agreement and/or such other documents as determined by the General Manager of Planning and Economic Development in their sole, absolute and unfettered discretion.

A recommendation on the TAP Application and a TAP Agreement will be prepared by City staff. Staff will also prepare a Draft by-law under Section 365.1 of the *Municipal Act* to effect tax assistance equal to 80% of the increase in taxes levied for City, and taxes levied for school purposes. This Draft by-law will be forwarded to the Minister of Finance for approval of the tax assistance equal to the increase in taxes levied for school purposes. Once written approval of the by-law is received from the Minister of Finance, any conditions or restrictions specified by the Minister will be included in the by-law.

The recommendation on the TAP Application and the TAP Agreement will be forwarded to City Council (or Council’s designate) for consideration. Once City Council (or City Council’s designate) approves the TAP Application and the TAP Agreement, the TAP Agreement will be forwarded to the applicant for signature. Once the applicant has signed the agreement, the agreement will then be executed by City officials and a copy will be provided to the applicant. The implementing by-law will then be forwarded to Council for adoption.

The by-law requesting matching education tax assistance will be forwarded to the Minister of Finance for approval within 30 days of Council’s adoption.

The agreement with the City will be forwarded to the applicant for signature once City Council (or Council’s designate) approves the TAP Application. Once the applicant has signed the agreement, the agreement will then be executed by City officials and a copy will be provided to the applicant. The City may require the applicant to register the agreement on title immediately upon execution of the agreement. This agreement will identify events of default whereby upon its occurrence, and for so long as the default continues, the City shall be entitled to remedies including but not limited to ceasing or delaying tax assistance without notice to the owner and any obligation of the City to provide tax assistance or provide accommodation under the TAP Agreement shall cease. In addition, the City may declare, by notice to the owner, that any tax assistance already provided to be forthwith due and payable as determined by the General Manager of Planning and Economic Development in their sole, absolute and unfettered discretion.

The property owner shall submit to the MOECP a signed RSC prepared by a Qualified Person, and the property owner shall submit to the City an acknowledgement of receipt of the RSC by the MOECP. The City reserves the right to require the submission to the City’s satisfaction, of environmental reports and documentation showing the subject property has been remediated to the appropriate levels for the proposed use. The RSC filed with the MOECP must conform to the latest Ontario Regulation 153/04 standards.

Where the submission of a signed RSC is not required under the *Environmental Protection Act* to permit the brownfield redevelopment, provided that and the owner of the property within the ERASE Community Improvement Project Area undertakes a Risk Assessment and remediates the property to a standard that would enable the owner to submit a RSC, the owner may instead provide the City with a Risk Assessment prepared by a Qualified Person for Risk Assessment (as defined in the *Environmental Protection Act* and Ontario Regulation 153/04, as amended), subject to a peer-review by a Qualified Person for Risk Assessment, who is acceptable to the City. This peer-review must certify that the property has been remediated to the appropriate levels for the proposed use in accordance with the Risk Assessment, to the satisfaction of the City. The cost of the peer-review will be an eligible cost.

Once the redevelopment project is complete and the property has been reassessed by the MPAC, the property owner will be sent a new tax bill from which 80% of the City tax increment and the portion of the education tax increment that will be cancelled. The remaining 20% of the increase in the City portion of property taxes will be dedicated to the ERASE Municipal Acquisition and Partnership Program (MAPP) (see Section 8.4). The remaining portion (if any) of the increase in the education portion of property taxes will be remitted to the Province of Ontario. If the property is severed into multiple parcels or lots or if there is a conveyance of part of the property (all referred to as “severed parcels”) prior to the first full year of reassessment resulting from the completion of the project. the property taxes used to calculate the assistance shall be the sum of the amount which is the lesser of the post-project municipal property taxes or the municipal property taxes payable for the year for which tax assistance is being provided, for all the severed parcels means the amount which equals the sum of the post-project municipal property taxes for the severed parcels.

Tax assistance will not be provided unless a written request for the assistance has been made prior to the year in which tax assistance is to commence. If a written request has not be made for assistance prior to the year in which tax assistance is to commence but all other conditions for the assistance have been satisfied, the assistance shall accrue and be provided together with any other tax assistance for which a written request has not been made until such time as a written

request has been made and upon such written request the assistance shall equal the sum of the accrued and previously unrequested assistance. If a request for tax assistance is not made within three (3) years of the year in which the first-years' tax assistance may commence, the agreement shall terminate and without limiting the generality of the foregoing the City shall not be obligated to provide any tax assistance.

In the event of the sale, conveyance, transfer or entering into of any agreement of sale or transfer of the title of the Property, any future tax assistance will be terminated.

APPENDIX D

8.4 Downtown Hamilton / West Harbourfront Remediation Loan Program (RLP)

8.4.1 Purpose

The purpose of this program is to help remove a serious financial impediment to brownfield redevelopment efforts. Because it is often difficult to secure traditional financing for the remediation of contaminated properties, the City, by providing a low interest loan, is offering financing assistance and the economic stimulus for the remediation of properties being developed/redeveloped as residential or residential/commercial use within the defined areas of Downtown Hamilton and the West Harbourfront.

8.4.2 Program Description

The Hamilton Downtown/West Harbourfront Remediation Loan Pilot Program (RLP) has been developed to stimulate residential or residential/commercial development/ redevelopment on properties requiring remediation (i.e. brownfield properties) that are located within Downtown Hamilton (Area 4) or the West Harbourfront (Area 3) as defined through the ERASE Community Improvement Project Area and which have also been approved under either the ERASE Redevelopment Grant Program or Hamilton Tax Increment Grant Program.

The Program offers a loan for the remediation of properties being developed/ redeveloped for residential or residential/commercial use. The Program will provide financial assistance through a low interest loan equal to 80% of the cost of remediating a property within the defined areas to a maximum of \$400,000 per property/project. The loan is to be a ‘bridge’ until such time as the property owner receives their ERASE Redevelopment Grant or Hamilton Tax Increment Grant.

The development arising from this Pilot Program must be consistent with the policies, principles and design themes contained within the Official Plan, Downtown Hamilton Secondary Plan, the West Harbourfront Secondary Plan, relevant Urban Design Guidelines, Zoning By-laws and Site Plan Control requirements and approvals as well as any other City Council approved policy/regulation.

The Program is offering financial assistance for qualifying projects through a low interest loan equal to 80% of the remediation costs of the property, up to a maximum loan per property/project of \$400,000.

The Program is not intended to provide a loan for the total development/ redevelopment of the property but solely for the remediation costs that qualify under the criteria of the ERASE Redevelopment Grant Program, excluding LEED eligible component costs. Actual costs for which the City loan is being provided may be subject to audit (at applicants cost).

Applications will be recommended for approval only if they meet the criteria specified in this Plan and any other requirements of the City including that the property and property owner are in good standing with the City in terms of all City By-laws that apply to the property and project, all laws that govern the construction and development of the project and the payment of all taxes.

The loan under this Program, once approved, will be provided to the owner, in progress payments

based on 80% of the actual qualifying remediation costs incurred as evidenced by copies of paid invoices. Such progress payments will be advanced within 30 days of submission of the property owner’s request for a loan draw. There will be a limit of six draws, spaced no less than 30 days apart.

The loan provided under this Program will be subject to a Loan Agreement with terms and conditions in conformity with this Program and such additional terms and conditions as determined by the General Manager of Planning and Economic Development and City Solicitor in their sole discretion. The loan will be specifically secured by an assignment of the grant payments under the ERASE Redevelopment Grant Program or Hamilton Tax Increment Grant Program. Payments under the ERASE Redevelopment Grant will be applied directly to the remediation loan until such time as the loan is repaid, and any balance in the grant will then and only then flow directly to the owner.

The owner must secure the loan by an assignment of the grant payments under either the ERASE Redevelopment Grant Program or Hamilton Tax Increment Grant Program. City Council at its sole discretion may cease grants under the Hamilton Tax Increment Grant Program if property ownership changes. The Hamilton Tax Increment Grant Program shall not be transferred if the development/redevelopment of the property is incomplete.

Remediation of the property will commence no longer than one (1) year following City Council’s approval of the loan commitment and be completed no longer than two (2) years following City Council’s approval of the loan commitment. The one and two-year periods may be extended by City Council at its absolute discretion.

Redevelopment/development of the property will commence no longer than three (3) years following City Council’s approval of the loan commitment and be completed no longer than four (4) years following City Council’s approval. The three and four-year periods may be extended by City Council at its absolute discretion.

Grant payments under the Hamilton Tax Increment Grant Program or ERG Program must be assigned to repay the outstanding loan first and will be fully amortized over a maximum five (5) year period calculated from the first full year in which the property is reassessed by MPAC. 100% of the grant amount will be applied to the repayment of the loan until the loan is fully repaid and which shall also result in a reduction in the applicable amortization period. In the event that assigned grant payments are not sufficient to repay the loan in its entirety within the required amortization period, supplemental payments will be a requirement of the applicant in an amount required to repay the loan in its entirety within the applicable amortization period. Where the property owner intends to utilize the ERG Program’s Development Charge Reduction Option (9.0) (“DC Reduction Option”), the value of the ERG grant payments to be assigned to repay the loan will be based on that remaining after the DC Reduction Option is utilized.

In the event that the development of the property has not proceeded within one year of the remediation being completed or, the owner invalidates their qualification under the ERASE Redevelopment Grant, the loan will be capped immediately (unless alternate security acceptable to the City is provided) at the drawn amount and shall be repaid in annual installments over no longer than a five (5) year period calculated from the date City Council approved the loan commitment.

That the interest rate for the Loan Program be 0% and the loan repayment period be a maximum five (5) years.

In order to support the development within the defined areas, the remediation loan may be received by an owner in conjunction with any other available municipal incentive program.

In the event of the sale, conveyance, transfer or entering into of any agreement of sale or transfer of the title of the property or portion thereof by the owner, the City shall have sole, absolute and unfettered discretion to request the full or partial repayment of any outstanding loan under this Program.

In the case where the owner is a corporation, the owner covenants and agrees that in the event that there is a change in the effective control of the majority of the voting shares of the owner, the City shall have absolute discretion to request the full repayment of any outstanding loan under this Program.

Regardless of whether or not an Applicant otherwise satisfies the requirements of the Program, the City may reject any application received from an applicant where, in the opinion of Council, the commercial relationship between the City and the Applicant has been impaired by, but not limited to, the applicant being involved in litigation with the City. Applicants are individuals; corporate entities and individuals behind the corporation (Officers/Directors/Shareholders).

Finally, for the purposes of clarity a 'project' consists of the redevelopment site. The redevelopment site may include multiple properties with more than municipal address.

8.4.3 Eligibility Requirements

- a) Qualifying owners are owners of properties who qualify for financing under the ERASE Redevelopment Grant Program.
- b) Qualifying properties are properties that fall within the Downtown Hamilton (Area 4) or West Harbourfront (Area 3) as identified by the ERASE Community Improvement Project Area.
- c) Eligible program costs are the same as those established for the ERASE Redevelopment Grant Program, excluding LEED eligible component costs, and include:
 - i) environmental remediation (i.e., the cost of any action taken to reduce the concentration of contaminants on, in or under the eligible property to permit a Record of Site Condition (RSC) to be filed for the proposed use by a Qualified Person, including costs of preparing and filing of an RSC and Certificate of Property Use (CPU), cost of clean fill, grading and compaction to replace contaminated soils;
Eligible environmental remediation costs do not include construction/development costs that would be required regardless of the presence of contamination.
 - ii) Phase II ESAs, Risk Assessments and Remedial Action Plans not covered by the ERASE Study Grant program;
 - iii) installing environmental and/or engineering controls/works, as specified in the Remedial Work Plan and/or Risk Assessment and/or CPU;
 - iv) monitoring, maintaining and operating environmental and/or engineering controls/works related to environmental remediation, as specified in the Remedial Action Plan and/or Risk Assessment and/or CPU;
 - v) Designated Substances and Hazardous Material Survey and their removal and

abatement in accordance with the *Occupational Health and Safety Act* and Ontario Regulation 278/05 (where applicable) in current/closed Institutional use buildings (Area 3 and 4 only);

- vi) Designated Substances and Hazardous Material Survey and their removal and abatement in accordance with the *Occupational Health and Safety Act* and Ontario Regulation 278/05 (if applicable) as part of the rehabilitation and restoration of heritage buildings/properties designated under Part IV or V of the *Ontario Heritage Act* (Area 3 and 4); and
- vii) In addition to the above, the following costs will be considered eligible when incurred on a site requiring remediation/rehabilitation and located in the applicable geographic area:
 - A. demolition costs not covered by demolition charge credits (Areas 3 only);
 - B. the removal, replacement and/or upgrade of capacity for existing infrastructure (water services, sanitary sewers and storm sewers) up to a maximum of 25% of the cost of said improvement provided the improvement is located on the property and will support the rehabilitation and reuse of the property (Area 3 only); and,
 - C. certain relocation/removal costs for existing and operating industrial manufacturing and transportation uses, where such costs relate to or contribute directly to the actual remediation and rehabilitation of the site (Area 3 only);
- d) Notwithstanding 8.4.3 c) above, eligible costs shall not be considered to be eligible if incurred prior to the date an application has been submitted under this program and accepted by the City with the exception of studies which were the subject of an approved ERASE Study Grant (ESG) Program (8.1) application. Previous grant payments provided under the ESG Program for a study(s) which are also to be accepted as eligible costs under this Program will be deducted from the approved eligible costs;

The following terms specifically apply:

- a) The improvements made to buildings and/or land shall be made pursuant to a Building Permit, constructed in accordance with the Ontario Building Code and in compliance with all applicable Official Plan, Zoning By-Law and Site Plan Control requirements and approvals; and,
- b) All owners receiving approval for a City loan under this Program shall be required to enter into a loan agreement with the City.

8.4.4 Administration

The Economic Development Division will be responsible for administering the RLP, in consultation with other division/departments as necessary. Applications shall be submitted to the Economic Development Division and shall be accompanied by a Phase II ESA and/or Risk Assessment and Remedial Action Plan undertaken by a Qualified Person (as defined under Ontario Regulation 153/04) and/or Designated Substances and Hazardous Materials Survey (where applicable). For sites undertaking environmental remediation, the work plan and cost estimate shall be in the form of a Remedial Action Plan prepared by a Qualified Person. Said work plan and cost estimate will be supported by a Phase II ESA and/or Risk Assessment undertaken by a Qualified Person. Studies/Plans submitted shall:

- a) Identify the extent of the environmental remediation and any installation, monitoring, maintaining and operating environmental and/or engineering controls/works required for the eligible property; and,
- b) Provide a detailed work plan and cost estimate for said environmental remediation which includes the installation, monitoring, maintaining and operating environmental and/or engineering controls/works.

For other non-remediation eligible works under this program, a written contractor’s estimate shall be provided which shall be supported by any applicable studies (such as Designated Substances and Hazardous Materials Survey) to the City’s satisfaction. The City may also require the submission of a Business Plan for the proposed development.

Applicants will be required to have a pre-application consultation meeting with City staff in order to determine program eligibility, proposed scope of work, project timing, etc.

Before accepting an application, City staff will screen the application. If the application is not within Areas 3 or 4 of the ERASE Community Improvement Project Area or the application clearly does not meet the program eligibility requirements, the application will not be accepted.

Acceptance of the application by the City in no way implies loan approval.

Program eligibility will be determined by the Economic Development Division, in consultation with other divisions/departments as necessary. Applications will be recommended for approval only if they meet the criteria specified in this Plan and any other requirements of the City including that the property and property owner are in good standing with the City in terms of all City By-laws that apply to the property and project, all laws that govern the construction and development of the project and the payment of all taxes

A recommendation on the application (including estimated eligible costs) and loan agreement will be forwarded to City Council (or Council’s designate) for consideration. Once City Council (or Council’s designate) approves the Application, the loan agreement will be forwarded to the applicant for signature. Once the applicant has signed the agreement, the agreement will then be executed by City officials and a copy will be provided to the applicant. The City may require the applicant to register the agreement on title immediately upon execution of the agreement.

Securities required to be provided by the applicant will be determined by the City in its sole discretion which shall be in addition to security or assignment of grants under the ERG or Hamilton Tax Increment Grant Program.

For sites subject to environmental remediation, the property owner shall submit to the MOECP a signed Record of Site Condition (RSC) prepared by a Qualified Person, and the property owner shall submit to the City an acknowledgement of receipt of the RSC by the MOECP. The City reserves the right to require the submission to the City’s satisfaction, of environmental reports and documentation showing the subject property has been remediated to the appropriate levels for the proposed use. The RSC filed with the MOECP must conform to the latest Ontario Regulation 153/04 standards. Where the submission of a signed RSC is not required under the *Environmental Protection Act* to permit the brownfield redevelopment and provided that the owner of the property within the ERASE Community Improvement Project Area undertakes a Risk Assessment and remediates the property to a standard that would enable the owner to submit a RSC, the owner may instead provide the City with a Risk Assessment prepared by a Qualified Person for Risk Assessment (as defined in the *Environmental Protection Act* and Ontario Regulation 153/04, as

amended), subject to a peer-review by a Qualified Person for Risk Assessment, who is acceptable to the City. This peer-review must certify that the property has been remediated to the appropriate levels for the proposed use in accordance with the Risk Assessment, to the satisfaction of the City. The cost of the peer-review will be an eligible cost.

A loan will not be provided unless a written request for the initial loan advance has been made by the owner. If a request for the loan payment is not made within three (3) years of the year in which the initial loan is payable the agreement shall terminate and without limiting the generality of the foregoing the City shall not be obligated to provide the loan payments.

CITY OF HAMILTON						
CAPITAL PROJECT CLOSINGS						
AS OF SEPTEMBER 30, 2019						
Projects impacting the Unallocated Capital Levy Reserve						
Year	ProjectID	Description	Surplus/ (Deficit) (\$)	Reserve	Description	
<u>Projects returning funds</u>						
2007	2050757700	Tangible Capital Asset Project	194,502.83	108020	Unalloc Capital Levy	
2017	7401755703	10YR HFD Service Delivery Plan	26,497.64	108020	Unalloc Capital Levy	
2018	3381857801	Social Procurement Consultant	695.25	108020	Unalloc Capital Levy	
2018	4661820017	Traffic Signal LED Upgrades - 2018	618.49	108020	Unalloc Capital Levy	
Net impact to the Unallocated Capital Levy Reserve			222,314.21			
Total Net impact to the Unallocated Capital Levy Reserve and Other Reserves			222,314.21			

CITY OF HAMILTON CAPITAL PROJECTS' CLOSING SCHEDULE AS OF SEPTEMBER 30, 2019							
YEAR APPROVED	PROJECT ID	DESCRIPTION	APPROVED BUDGET (\$) a	REVENUES (\$) b	EXPENDITURES (\$) c	PROJECT SURPLUS/ (DEFICIT) (\$) d = b - c	% SPENT e=c/a
UNALLOCATED CAPITAL LEVY RESERVE							
2007	2050757700	Tangible Capital Asset Project	1,700,000.00	1,648,296.72	1,453,793.89	194,502.83	88.2%
2017	7401755703	10YR HFD Service Delivery Plan	200,000.00	155,421.26	128,923.62	26,497.64	64.5%
2018	3381857801	Social Procurement Consultant	88,000.00	88,000.00	87,304.75	695.25	99.2%
2018	4661820017	Traffic Signal LED Upgrades - 2018	133,000.00	133,000.00	132,381.51	618.49	99.5%
TOTAL FUNDS FROM UNALLOCATED CAPITAL LEVY (4)			2,121,000.00	2,024,717.98	1,802,403.77	222,314.21	85.0%
DELAYED/CANCELLED PROJECTS							
2016	4031680680	Garth St Extension Class EA	280,000.00	0.00	0.00	0.00	0.0%
2016	4401656621	Pleasant View Land Acquisition	0.00	0.00	0.00	0.00	0.0%
2017	4401749510	Spray pad Infrastructure Rehab	0.00	0.00	0.00	0.00	0.0%
2017	2111756401	Parkland Acquisition	0.00	0.00	0.00	0.00	0.0%
2018	4401856808	785 Britannia Ave St Helens	0.00	0.00	0.00	0.00	0.0%
2019	4241909213	Durand Heritage Street Signs	15,000.00	0.00	0.00	0.00	0.0%
2019	6731941902	COCHI Repairs	0.00	0.00	0.00	0.00	0.0%
2019	6731941903	OPHI New Construction	0.00	0.00	0.00	0.00	0.0%
2019	6731941904	COCHI & OPHI-Admin	0.00	0.00	0.00	0.00	0.0%
TOTAL DELAYED/CANCELLED PROJECTS (9)			295,000.00	0.00	0.00	0.00	0.0%
COMPLETED PROJECTS							
Corporate Services, City Manager's Office and Councillor Infrastructure Programs (Tax Budget)							
Councillor Infrastructure Program							
2017	4241710555	2017 Chargebacks – Area Rating	227,190.51	546,330.86	546,330.86	0.00	100.0%
2018	4241810555	2018 Chargebacks - Area Rating	0.00	561,488.41	561,488.41	0.00	100.0%
Outside Boards & Agencies							
CityHousing Hamilton							
2009	6180941901	801 Upper Gage Renovation	1,400,000.00	2,778,861.40	2,778,861.40	0.00	100.0%
Library Services							
2008	7500841800	RFID Project	4,290,000.00	4,285,591.06	4,285,591.06	0.00	99.9%
2017	7501741602	Rural Service Model Pilot	35,000.00	34,139.12	34,139.12	0.00	97.5%
2018	7501859400	Digital Collections Project	100,000.00	99,742.16	99,742.16	0.00	99.7%
2018	7501851401	Children's Computer Replacement	140,000.00	138,022.45	138,022.45	0.00	98.6%
Healthy and Safe Communities (Tax Budget)							
Hamilton Paramedic Service							
2018	7641851101	Annual Paramedic Equip Replace	1,019,000.00	1,010,693.03	1,010,693.03	0.00	99.2%
Planning & Economic Development (Tax Budget)							
Tourism & Culture							
2015	7201541506	Gage House Exterior	50,130.00	50,182.67	50,182.67	0.00	100.1%
Real Estate Division							
2014	2111456401	Parkland Acquisition	3,500,000.00	3,508,633.00	3,508,633.00	0.00	100.2%
2015	2111556401	Parkland Acquisition	1,500,000.00	1,500,000.00	1,500,000.00	0.00	100.0%
2016	2111656401	Parkland Acquisition	1,500,000.00	1,500,000.00	1,500,000.00	0.00	100.0%
2018	3561850123	RE 1500	240,000.00	240,000.00	240,000.00	0.00	100.0%

CITY OF HAMILTON
CAPITAL PROJECTS' CLOSING SCHEDULE
AS OF SEPTEMBER 30, 2019

YEAR APPROVED	PROJECT ID	DESCRIPTION	APPROVED BUDGET (\$)	REVENUES (\$)	EXPENDITURES (\$)	PROJECT SURPLUS/ (DEFICIT) (\$)	% SPENT
			a	b	c	d = b - c	e=c/a
Public Works (Tax Budget)							
Parks & Cemeteries (Tax Budget)							
2014	4241409213	Public Seating	50,000.00	12,140.16	12,140.16	0.00	24.3%
2015	4241509720	Inch Park Initiative	25,289.44	25,289.44	25,289.44	0.00	100.0%
2017	4401741001	Cemetery Building Repairs	75,000.00	75,000.00	75,000.00	0.00	100.0%
2017	4401749607	Outdoor Ice Rink Program	7,600.00	7,635.08	7,635.08	0.00	100.5%
2017	4401749612	Cemetery Id Signs	36,517.41	36,517.41	36,517.41	0.00	100.0%
2018	4241809303	Lifesavers Park	125,000.00	109,020.29	109,020.29	0.00	87.2%
2018	4241809304	Woodlands Park	101,800.00	101,760.20	101,760.20	0.00	100.0%
2018	4241809602	Fay Park Redevelopment	91,100.00	91,080.46	91,080.46	0.00	100.0%
2018	4401811601	Cemetery Roads Rehabilitation	11,300.00	11,297.83	11,297.83	0.00	100.0%
2018	4401851601	Equipment Acquisitions - DC	247,000.00	247,000.05	247,000.05	0.00	100.0%
2018	4401856001	Leash free Dog Park Program	80,000.00	80,000.00	80,000.00	0.00	100.0%
2018	7101854812	SC Tennis-Courts Resurfacing	70,000.00	70,000.00	70,000.00	0.00	100.0%
2018	4241809704	Inch Park Improvement	304,519.70	304,519.70	304,519.70	0.00	100.0%
Open Space & Development (Tax Budget)							
2010	4401056521	Trillium Seabreeze Park	872,400.00	872,842.39	872,842.39	0.00	100.1%
2012	4401255002	Confederation Park Feasibility Study	242,497.00	242,497.31	242,497.31	0.00	100.0%
Forestry & Horticulture							
2016	4451653644	Tree Planting Program Wards 3-5	398,910.00	362,481.51	362,481.51	0.00	90.9%
2019	4241909208	Cannon Bike Planters	9,000.00	9,000.00	9,000.00	0.00	100.0%
Fleet							
2016	4941651100	Fleet Vehicle & Equipment Replace Program	8,330,890.00	8,322,583.94	8,322,583.94	0.00	99.9%
2018	4941851004	Street Sweeper Purchase	739,100.00	739,180.60	739,180.60	0.00	100.0%
Recreation (Tax Budget)							
2016	7101641601	Ancaster Aquatic Centre Refurbishment	1,383,000.00	1,382,890.45	1,382,890.45	0.00	100.0%
2016	7101655501	Recreation Studies	32,830.00	32,845.02	32,845.02	0.00	100.0%
2017	7101754704	Huntington Park Rec Centre Reno	1,629,000.00	1,629,072.10	1,629,072.10	0.00	100.0%
2018	7101841701	Program - Community Halls Retrofits	10,000.00	10,000.00	10,000.00	0.00	100.0%
2018	7101854702	Program - Facility Capital Maintenance	200,000.00	200,000.00	200,000.00	0.00	100.0%
Waste (Tax Budget)							
2017	5121790100	CCF Rolling Stock Replacement	1,017,000.00	671,617.32	671,617.32	0.00	66.0%
2017	5121794002	Transfer Station Door Replace	200,000.00	197,414.79	197,414.79	0.00	98.7%
2018	5121893000	Maintenance & Capital Improvements to the Resource Recovery Centre	190,000.00	190,000.02	190,000.02	0.00	100.0%

CITY OF HAMILTON CAPITAL PROJECTS' CLOSING SCHEDULE AS OF SEPTEMBER 30, 2019								
YEAR APPROVED	PROJECT ID	DESCRIPTION	APPROVED BUDGET (\$)	REVENUES (\$)	EXPENDITURES (\$)	PROJECT SURPLUS/ (DEFICIT) (\$)	% SPENT	
			a	b	c	d = b - c	e=c/a	
Roads (Tax Budget)								
2016	4031614405	Contaminated Soil & Rock Disposal 2016	538,000.00	538,100.00	538,100.00	0.00	100.0%	
2016	4241609213	AR - James St Pedestrian Crossover (W2 A/R)	50,000.00	49,707.68	49,707.68	0.00	99.4%	
2017	4241709505	AR - Road Work Mount Albion (W5 A/R)	800,000.00	702,557.71	702,557.71	0.00	87.8%	
2017	4661720723	Wentworth Trail - Intersection Pedestrian Signal - IPS	210,000.00	154,893.47	154,893.47	0.00	73.8%	
2017	4661720730	New Traffic Signal - Dundurn @ Chatham	375,000.00	152,475.00	152,475.00	0.00	40.7%	
2018	4031811805	NBHD RD Priorities W5	703,000.00	703,000.00	703,000.00	0.00	100.0%	
2018	4241809201	AR - New Signal - John @ Forest (W2 A/R)	200,000.00	151,591.51	151,591.51	0.00	75.8%	
2018	4241809202	AR - New Signal- Main & Ferguson (W2 A/R)	200,000.00	200,000.00	200,000.00	0.00	100.0%	
2018	4241809501	AR - Dumbarton - Rosedale (W5 A/R)	300,000.00	177,684.40	177,684.40	0.00	59.2%	
2018	4241809502	AR - Bow Valley Dr. (W5 A/R)	670,000.00	339,951.72	339,951.72	0.00	50.7%	
2018	4241809503	AR - Road Repair & Rehab (W5 A/R)	430,000.00	247,603.22	247,603.22	0.00	57.6%	
2018	4241809605	AR - East 45th Pedestrian Signal (W6 A/R)	250,000.00	108,666.90	108,666.90	0.00	43.5%	
Public Works (Rate Budget)								
Water (Rate Budget)								
2010	5141061303	Valve Chamber No 3 First-Isaac	2,790,000.00	2,586,860.89	2,586,860.89	0.00	92.7%	
2015	5141557543	Workforce & Time Mgmt.-Kronos	430,000.00	424,137.87	424,137.87	0.00	98.6%	
2016	5141666713	Annual Water Maintenance	600,000.00	496,858.78	496,858.78	0.00	82.8%	
2017	5141770000	Coordinated Road and Subsurface Works - 2017	2,835,000.00	2,835,000.00	2,835,000.00	0.00	100.0%	
2018	5141871074	Contingency for Unscheduled Works Program - 2018	24,000.00	24,000.00	24,000.00	0.00	100.0%	
Wastewater (Rate Budget)								
2007	5160795760	Southcote PS&Forcemain-HC008	5,512,100.00	3,327,011.69	3,327,011.69	0.00	60.4%	
2013	5161367374	Waterdown Outstation Upgrades	3,420,000.00	3,273,155.06	3,273,155.06	0.00	95.7%	
2016	5161671074	Contingency for Unscheduled Works Program - 2016	410,000.00	409,999.99	409,999.99	0.00	100.0%	
2018	5161860820	Open Cut Repairs for CIPP Program - 2018	550,000.00	550,000.00	550,000.00	0.00	100.0%	
2018	5161871015	Sewer Lateral Replacement for Co-ordinated Projects - 2018	210,000.00	210,000.00	210,000.00	0.00	100.0%	
Storm Water (Rate Budget)								
2017	5181761740	Unscheduled Manhole & Sewer main - 2017	100,000.00	100,000.00	100,000.00	0.00	100.0%	
TOTAL COMPLETED PROJECTS (64)			52,088,174.06	50,050,626.12	50,050,626.12	0.00	96.1%	
GRAND TOTAL COMPLETED/CANCELLED PROJECTS (77)			54,504,174.06	52,075,344.10	51,853,029.89	222,314.21	95.1%	

CITY OF HAMILTON CAPITAL PROJECTS TO BE COUNCIL APPROVED / FUNDED ABOVE \$250,000 FOR THE PERIOD COVERING JULY 1, 2019 to SEPTEMBER 30, 2019					
Recommendations					
Appropriated From	Description	Appropriated To	Description	Amount (\$)	Comments
Public Works (Tax Budget)					
<i>Roads Division</i>					
4241809402	AR Barnaby Corbett	105054	Ward 4 Area Rating Reserve	500,000.00	To return unneeded funding due to favourable tenders
4241809501	AR Kentley Dr/ Crawford Dr/ Hart Pl.	108055	Ward 5 Area Rating Reserve	100,000.00	To return unneeded funding due to favourable tenders
4241809702	AR- Throner NHDB (North)	108057	Ward 7 Area Rating Reserve	200,000.00	To return unneeded funding due to favourable tenders
Public Works (Tax Budget) Total				800,000.00	
Project Totals				800,000.00	

February 11, 2020

Members of the General Issues Committee (GIC),

Re: Sidewalk Snow Removal Report PW19022(a)

While it is understood that Report PW19022(a), respecting Sidewalk Snow Removal, was written for Budget purposes, and given that “staff were asked to prepare a report that integrated an Equity, Diversity and Inclusion (EDI) framework”, the Advisory Committee for Persons with Disability (ACPD) feels that an important stakeholder (namely persons with disabilities) was forgotten in the consultation process.

Further, insufficient time was provided to request a Delegation to present at GIC when the Report was first presented.

ACPD respectfully requests that Council advise Staff to consult with ACPD regarding any further matters with respect to Sidewalk Snow Removal.

ACPD perennially discusses this matter, and feels they have much experiential knowledge and wisdom to offer.

Many thanks for considering this issue, and for your continued support.

Regards,

Members of the Advisory Committee for Persons with Disability
(ACPD)