



GENERAL ISSUES COMMITTEE REPORT 20-016

9:30 a.m.

Wednesday, October 21, 2020

Due to COVID-19 and the Closure of City Hall, this meeting was held virtually.

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

Absent: Councillor T. Jackson - Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 20-016, AND RESPECTFULLY RECOMMENDS:

**1. Capital Projects Work-in-Progress Review Sub-Committee Clerk's Report
20-002, September 29, 2020 (Item 6.1)**

That the Capital Projects Work-in-Progress Review Sub-Committee Clerk's Report 20-002, September 29, 2020, be received.

2. Airport Sub-Committee Report 20-002, September 15, 2020 (Item 9.1)

**Tradeport / City Lease Negotiation Status Update (PED19084(c)) (City Wide)
(Item 12.2)**

- (a) That the direction provided to staff in Closed Session, respecting Report PED19084(c) - Tradeport / City Lease Negotiation Status Update, be approved; and,
- (b) That all recommendations, appendices and contents of Report PED19084(c), respecting TradePort / City Lease Negotiation Status Update, remain confidential.

3. Safe Restart Provincial Funding Agreement, Phase 2 (FCS20088) (City Wide) (Item 9.2)

- (a) That staff be authorized and directed to prepare, execute and submit any required documentation to support the City's application for Phase 2 funding under the Safe Restart Agreement;
- (b) That the General Manager, Finance and Corporate Services, be authorized and directed to execute and submit any required documentation to support the City of Hamilton's application for funding under the Safe Restart Agreement; and,
- (c) That staff be directed to report back to the General Issues Committee with details of the City of Hamilton's application for funding under the Safe Restart Agreement, Phase 2 for municipal operating pressures related to COVID-19.

4. Waiver of Park Rental Permit Fees for Winterfest Events on City Owned Property (PED20178) (City Wide) (Item 9.3)

That annual rental permit fees associated with non-profit organizations executing community Winterfest events and activities in City of Hamilton parks, consistent to the parameters of the Recreation Fee Waiver/Reduction Policy, be waived permanently.

5. Advisory Committee for Persons with Disabilities Report 20-004, September 8, 2020 (Item 9.4)

(a) DARTS Eligibility Audit (Item 8.4)

WHEREAS, the City Auditor General was directed to complete an eligibility audit of clients registered for the Disabled and Aged Regional Transportation Service (DARTS) and report back to the Public Works Committee (Item (i)(iii) of Public Works Committee Report 19-016);

THEREFORE, BE IT RESOLVED:

That the Public Works Committee be requested to forward the City Auditor General's report respecting an eligibility audit of clients registered for the Disabled and Aged Regional Transportation Service (DARTS) to the Advisory Committee for Persons with Disabilities for review and comment.

(b) Gage Park Wheelchair Swing Ribbon Cutting Event (Added Item 11.5)

That Aznive Mallett, Chair of the Advisory Committee for Persons with Disabilities, be approved to represent and speak on behalf of the Advisory Committee for Persons with Disabilities at the Gage Park Wheelchair Swing Ribbon Cutting Event on September 19, 2020.

6. LaSalle Park Disposition Review (PED20156) (City Wide) (Item 13.1)

- (a) That Report PED20156, respecting the LaSalle Park Disposition Review, be received; and,
- (b) That Report PED20156, respecting the LaSalle Park Disposition Review, remain confidential.

7. Strategic Property Acquisitions for Public Works Operations (PW20065) (Ward 3) (Item 13.2)

- (a) That an annual net operating allowance of \$150,000 per annum for all costs related to the ongoing facility operations and maintenance of the properties to be acquired, as identified in Appendices “A” and “B” to Report PW20065, be approved upon the acquisition of the properties;
- (b) That staff be authorized and directed to sell surplus City-owned properties at 938-940 and 950 Burlington Street East, with the net proceeds after repayment of the temporary funding, as identified in Appendix “E”, to be directed to the Facilities Reserve #108039 to be used to offset acquisition and renovation costs of the properties to be acquired, as identified in Appendices “A” and “B” to Report PW20065;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to borrow \$1,465,000 from the Unallocated Capital Levy Reserve (#108020), at an annual interest rate of 2.0%, for the purposes of financing the purchase of the property referenced in Appendix “A” to Report PW20065, to be repaid with proceeds from sale of 938-940 Burlington Street, 950 Burlington Street, 125 Barton Street West and 1255 Centre Road;
- (d) That, at the time of the future sale, the net proceeds of the northern portion of 125 Barton Street West (Public Works Yard), after repayment of the temporary funding, as identified in Appendix “E”, be directed to the Facilities Reserve #108039 to be used for the acquisition and renovation costs of the properties to be acquired, as identified in Appendices “A” and “B” to Report PW20065;

- (e) That staff be authorized and directed to sell 1255 Centre Road, Flamborough (Public Works Yard) with the use of the net proceeds of sale, after repayment of the temporary funding, as identified in Appendix “E”, to be directed to the Facilities Reserve #108039 to be used for the acquisition and renovations costs of the properties to be acquired, as identified in Appendices “A” and “B” to Report PW20065;
- (f) That the City Solicitor be authorized and directed to complete any transactions, on behalf of the City, for the acquisition and renovation of the Strategic Property Acquisitions for Public Works Operations, including paying any necessary expenses, amending the closing, due diligence and other dates, and amending and waiving terms and conditions on such terms as she considers reasonable;
- (g) That the Mayor and City Clerk be authorized and directed to execute all necessary documents for the acquisition and renovation of the Strategic Property Acquisitions for Public Works Operations, in a form satisfactory to the City Solicitor;
- (h) That the direction provided to staff in Closed Session, respecting Report PW20065, Strategic Property Acquisitions for Public Works Operations, be approved; and,
- (i) That Report PW20065, respecting the Strategic Property Acquisitions for Public Works Operations, including Appendices “A” to “F” remain confidential and not be released as a public document until completion of the Real Estate transactions, with the exception of Appendices “E” and “F”, which shall remain confidential.

8. Amending Agreement - 75 Catharine Street South, Hamilton (PED20177) (Ward 2) (Item 13.4)

- (a) That an Amending Agreement, respecting Municipal Real Property Restrictions between the City of Hamilton (the “City”), Catharine Street Holdings Inc. (the “Owner”) and Coletara Development Inc., in trust (the “Purchaser”) for the amendment of certain registered real property restrictions and covenants on lands sold by the City to the Owner on February 5, 2019, municipally located at 75 Catharine Street South, Hamilton, as depicted in Appendix “A” attached to Report PED20177, based substantially on the terms and conditions outlined in Appendix “B” attached to Report PED20177, and on such other terms and conditions deemed appropriate by the General Manager of Planning and Economic Development Department or designate, be approved;

- (b) That the General Manager, Planning and Economic Development Department or designate, acting on behalf of the City, be authorized and directed to provide any consents, approvals, and renewal notices related to the Amending Agreement, respecting Municipal Real Property Restrictions at 75 Catharine Street South, Hamilton;
- (c) That the City Solicitor be authorized to amend and waive such terms and conditions to the Amending Agreement respecting Municipal Real Property Restrictions for 75 Catharine Street South, Hamilton, as she considers reasonable;
- (d) That any Real Estate and Legal fees that may be recovered through the completion of the Amending Agreement, respecting Municipal Real Property Restrictions for 75 Catharine Street South, Hamilton, be credited to Account No. 45408-812036 (Real Estate – Admin Recovery);
- (e) That the Mayor and Clerk be authorized and directed to execute the Amending Agreement, respecting Municipal Real Property Restrictions for 75 Catharine Street South, Hamilton, or such other forms and all other necessary associated documents, with such documents to be in a form satisfactory to the City Solicitor; and,
- (f) That Report PED20177, Amending Agreement - 75 Catharine Street South, Hamilton, and its appendices remain confidential.

9. Notice of Motion - Potential Opportunity for Economic and Community Development of Waterdown Lands (Item 13.5)

- (a) That the direction provided to staff in Closed Session, respecting the matter of a Potential Opportunity for Economic and Community Development of Waterdown Lands, be approved; and,
- (b) That the Motion respecting the matter of a Potential Opportunity for Economic and Community Development of Waterdown Lands, remain confidential until completion of the real estate transaction.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 1)

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

4. COMMUNICATIONS

- 4.1 Correspondence from Michael Corsini, respecting Mental Health as it relates to COVID-19

Recommendation: Be received.

5. DELEGATION REQUESTS

- 5.1 David Carter, of the Innovation Factory, respecting the Innovation Factory's Funding Request (For the November 18, 2020 GIC)
- 5.2 Bryan Crawford, Tournament Director and Garrett Ball, Chief Financial Officer, RBC Canadian Open, Golf Canada, respecting the 2019 RBC Canadian Open (For the November 18, 2020 GIC)
- 5.3 Cullen McDonald respecting the Benefits and Risks of Face Masks and the Mandatory Face Mask By-law (For the November 4, 2020 GIC)

9. DISCUSSION ITEMS

- 9.4 Advisory Committee for Persons with Disabilities Report 20-004, September 8, 2020

13. PRIVATE AND CONFIDENTIAL

- 13.3 Background Information for Item 9.1 - Airport Sub-Committee Report 20-002
- 13.4 Amending Agreement - 75 Catharine Street South, Hamilton (PED20177) (Ward 2)
- 13.5 Notice of Motion - Potential Opportunity for Economic and Community Development of Waterdown Lands

The agenda for the October 21, 2020 General Issues Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no declarations of interest.

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

(i) October 7, 2020 (Item 3.1)

The Minutes of the October 7, 2020 General Issues Committee meeting were approved, as presented.

(d) COMMUNICATIONS (Item 4)

(i) Correspondence from Michael Corsini, respecting Mental Health as it relates to COVID-19 (Item 4.1)

The correspondence from Michael Corsini, respecting Mental Health as it relates to COVID-19, was received.

(e) DELEGATION REQUESTS (Item 5)

The following delegation requests were approved:

- (i) David Carter, of the Innovation Factory, respecting the Innovation Factory's Funding Request (For the November 18, 2020 GIC) (Item 5.1)
- (ii) Bryan Crawford, Tournament Director and Garrett Ball, Chief Financial Officer, RBC Canadian Open, Golf Canada, respecting the 2019 RBC Canadian Open (For the November 18, 2020 GIC) (Item 5.2)
- (iii) Cullen McDonald respecting the Benefits and Risks of Face Masks and the Mandatory Face Mask By-law (For the November 4, 2020 GIC) (Item 5.3)

(f) STAFF PRESENTATIONS (Item 8)

(i) COVID-19 Verbal Update (Item 8.1)

Paul Johnson, General Manager of Healthy and Safe Communities; and, Dr. Elizabeth Richardson, Medical Officer of Health, addressed Committee and provided a verbal update respecting COVID-19.

The verbal update respecting COVID-19 was received.

(g) PRIVATE & CONFIDENTIAL (Item 13)

Committee moved into Closed Session respecting Items 13.1, 13.2, 13.4 and 13.5, pursuant to Section 8.1, Sub-sections (c) and (k) of the City's Procedural By-law 18-270, as amended; and, Section 239(2), Sub-sections (c) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertain to a proposed or pending acquisition or disposition of land by the municipality or local board; 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.

(i) Background Information for Item 9.1 - Airport Sub-Committee Report 20-002 (Item 13.3)

This information was provided as background information only.

For disposition of this matter, please refer to Item 2.

(h) ADJOURNMENT (Item 14)

There being no further business, the General Issues Committee adjourned at 3:34 p.m.

Respectfully submitted,

Deputy Mayor Lloyd Ferguson
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk